

JOURNAL
OF THE
HONORABLE SENATE

JANUARY SESSION OF 1933

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WEDNESDAY, JANUARY 4, 1933.

At eleven o'clock in the forenoon of the first Wednesday in January in the year of Our Lord, One Thousand Nine Hundred and Thirty-Three, being the day prescribed by the Constitution for the Legislature of New Hampshire to assemble, the following named persons elected Senators assembled in the Capitol in the City of Concord in said State, and His Excellency the Honorable John G. Winant, Governor, having come into the Senate Chamber, took and subscribed the oaths of office and were duly qualified as Senators agreeably to the provisions of the Constitution, namely:

- Dist. No. 1. Emmet J. Kelley.
 2. George W. Dickson.
 3. Richard J. McLean.
 4. Arthur P. Gale.
 5. Ross P. Sanborn.
 6. J. Grant Quimby.
 7. Anson C. Alexander.
 8. William F. Whitcomb.
 9. Irving T. Chesley.
 10. Clarence W. Houghton.
 11. George D. Cummings.
 12. Philip C. Heald.
 13. Honore E. Bouthillier.
 14. Charles M. Steele.

15. Ralph H. George.
16. John Jacobson, Jr.
17. Denis A. Murphy.
18. John A. Foley.
19. Aime Martel.
20. Haven Doe.
21. Austin L. Calef.
22. William M. Cole.
23. James W. Bixler.
24. Charles M. Dale.

His Excellency, the Governor, withdrawing, the Senate was called to order by Benjamin F. Greer, Clerk of the 1931 Session of the Senate.

The Clerk stated that the first business was the election of a temporary presiding officer.

On motion of Senator George, seconded by Senator Cummings, Senator Alexander was chosen as temporary presiding officer.

The Clerk requested Senators Kelley and Quimby to conduct the temporary presiding officer to the Chair.

The Senate proceeded to the choice of a President by ballot with the following result:

Whole number of votes cast	23
Necessary for choice	12
Blank	1
Honorable Haven Doe had	7
Honorable George D. Cummings had	15

and the Honorable George D. Cummings having received a majority of all the votes cast, was declared elected.

On motion of Senator Doe, the election of President Cummings was made unanimous.

(Remarks)

On motion of Senator Dale, the following resolution was adopted.

Resolved, That Benjamin F. Greer as Clerk, be elected by acclamation; that Frank M. Ayer as assistant clerk, be elected by acclamation; that Raymond B. Lakeman as

sergeant-at-arms, be elected by acclamation; that Benjamin H. Bragg as messenger, be elected by acclamation; that William W. Allen as doorkeeper, be elected by acclamation; and that Benjamin F. Greer, Frank M. Ayer, Raymond B. Lakeman, Benjamin H. Bragg and William W. Allen are hereby elected for the several positions named, respectively.

Thereupon Benjamin F. Greer, Frank M. Ayer, Raymond B. Lakeman, Benjamin H. Bragg and William W. Allen appeared and signified to their acceptance and were duly sworn to the faithful discharge of their duties before the President.

A True Record:

BENJAMIN F. GREER,
Clerk 1931-1932

A True Copy, Attest:

BENJAMIN F. GREER,
Clerk 1931-1932

On motion of Senator George, the following resolution was adopted.

Resolved, That the rules of the Senate for the last session be the rules of the Senate for the present session until otherwise ordered.

On motion of Senator Martel, the following resolution was adopted.

Resolved, That until otherwise ordered the Senate will meet at 11 o'clock in the forenoon and 2 o'clock in the afternoon.

On motion of Senator Foley the following resolution was adopted.

Resolved, That the Secretary of State be requested to furnish the Senate the official returns of votes from the various Senatorial districts of the State.

On motion of Senator Cole, the following resolution was adopted.

Resolved, That the return of votes in the several Senatorial Districts be referred to a select committee of three with instructions to examine and count the same, and report to the

Senate whether any vacancies exist and if so, in what Senatorial Districts.

The President appointed as members of such committee, Senators Cole, George and Calef.

On motion of Senator Houghton, the following resolution was adopted.

Resolved, That the House of Representatives be informed that the Senate having assembled, has organized by the choice of George D. Cummings, as president, Benjamin F. Greer, as clerk, Frank M. Ayer, as assistant clerk, Raymond B. Lakeman, sergeant-at-arms, Benjamin H. Bragg, as messenger, and William W. Allen, as doorkeeper, and is now ready to proceed with the business of the session.

On motion of Senator Doe the following resolution was adopted.

Resolved, That the Clerk of the Senate be authorized to furnish at the expense of the State, during the session of 1933, two such daily newspapers printed within the State to the members and officers of the Senate as such members and officers may select and to the Governor and Council.

On motion of Senator Dickson, the following resolution was adopted.

Resolved, That the Clerk be instructed to procure the services of three stenographers, one for the judiciary committee, one for the finance committee, and one as an assistant for the Clerks of the Senate, each to perform such duties as may be assigned to her.

Pursuant to the above resolution, the Clerk appointed Bessie A. Callaghan of Manchester, Evelyn S. Conway of Concord and Ruth Cotton of Concord as stenographers for the session.

On motion of Senator Bouthillier, the following resolution was adopted.

Resolved, That the President be authorized to appoint an assistant messenger and a telephone messenger for the ensuing session.

Pursuant to the above resolution the President appointed Martin C. Ryan of Lakeport as Assistant Messenger and Charles C. Crowley of Dover as Telephone Messenger.

(Recess)

On motion of Senator Chesley, the following resolution was adopted.

Resolved, by the Senate, the House of Representatives concurring, that the joint rules of the last session of the Legislature be the joint rules of this session until otherwise ordered.

On motion of Senator Kelley, the following resolution was adopted.

Resolved, That all bills and joint resolutions reported by the Committees, with the exception of new bills originating in the Committees, shall be handed to the Clerk, who shall cause a list of said bills and joint resolutions to be published in the Appendix to the daily journal, together with a report of the Committee, previous to their presentation to the Senate.

On motion of Senator Jacobson, the following resolution was adopted.

Resolved, That the House of Representatives be informed that the Senate will be ready to meet the House in joint convention for the purpose of canvassing the votes for Governor and Councilors agreeably to the provisions in the Constitution at two o'clock this afternoon, and for the election of a Secretary of State, State Treasurer and Commissary General.

On motion of Senator Dale, the following resolution was adopted.

Resolved, That the sympathy of the Senate be extended to the Honorable Ross P. Sanborn together with the wish for his speedy recovery.

The Senate took a recess subject to the call of the Chair.

Senate called to order. On motion of Senator Jacobson Senate adjourned.

AFTERNOON

The following message received from the House of Representatives by its Clerk.

Mr. President:

The House of Representatives has passed the following resolutions.

Resolved, That the Honorable Senate be informed that the House of Representatives has organized by the choice of Louis P. Elkins as Speaker, Harrie M. Young as Clerk, Cyril J. Fretwell as Assistant Clerk and Guy S. Neal as Sergeant-at-Arms and is now ready to proceed with the business of the session.

Resolved, That the Honorable Senate be informed that the House of Representatives will be ready to meet the Senate in joint convention for the purpose of canvassing the votes for Governor and Councilors, agreeably to the constitution and for the election of a Secretary of State, State Treasurer and Commissary General at 2 o'clock this afternoon.

(See House Proceedings)

On return to Senate Chamber

The Honorable Enoch D. Fuller, Secretary of State, appeared and presented the returns of votes for Senators from the various Senatorial districts, as returned to the Secretary's office.

COMMITTEE REPORT

The select committee, to whom was referred the returns of votes for Senators from the several districts, having attended to their duties and having examined the returns made to the Secretary of State and the records in the office of said Secretary, reports that it finds the state of the vote returned from the several districts as follows:

First District

Emmet J. Kelley, Berlin, d. 4,606

H. William Johnson, Gorham, r. . . 3,515

Plurality for Kelley 1,091

Second District

George W. Dickson, Colebrook, r	3,720	
Ralph M. Hutchins, Stratford, d	3,097	
Plurality for Dickson		623

Third District

Richard J. McLean, Plymouth, r	4,806	
Charles A. Young, Easton, d	3,967	
Plurality for McLean		839

Fourth District

Arthur P. Gale, Jackson, r	4,699	
William R. Carter, Conway, d	2,909	
Plurality for Gale		1,790

Fifth District

Ross P. Sanborn, Ashland, r	5,054	
Hadley B. Worthen, Bristol, d	3,671	
Plurality for Sanborn		1,383

Sixth District

J. Grant Quimby, Laconia, r	4,950	
Michael J. Carroll, Laconia, d	4,215	
Plurality for Quimby		735

Seventh District

Anson C. Alexander, Boscawen, r	4,207	
Forrest E. Wells, Danbury, d	4,076	
Plurality for Alexander		131

Eighth District

William F. Whitcomb, Claremont, r	4,617	
Robert E. Gould, Newport, d	4,216	
Plurality for Whitcomb		401

Ninth District

Irving T. Chesley, Concord, r	4,641	
Charles R. Jameson, Antrim, d	2,691	
Plurality for Chesley		1,950

Tenth District

Clarence W. Houghton, Walpole, r	4,328	
Hugh F. Waling, Keene, d	2,841	
Plurality for Houghton		1,487

Eleventh District

George D. Cummings, Peterbor-		
ough, r	4,091	
Stephen A. Bullock, Richmond, d	2,801	
Plurality for Cummings		1,290

Twelfth District

Philip C. Heald, Wilton, r	5,339	
Willard P. Woods, Mont Vernon,		
d	3,046	
Plurality for Heald		2,293

Thirteenth District

Honore E. Bouthillier, Nashua, d	6,613	
Charles B. Rigney, Nashua, r	2,124	
Plurality for Bouthillier		3,489

Fourteenth District

Charles M. Steele, Epsom, d	4,048	
John F. Tierney, Weare, r	3,915	
Plurality for Steele		133

Fifteenth District

Ralph H. George, Concord, r	3,726	
Roy W. Fraser, Concord, d	2,915	
Plurality for George		811

Sixteenth District

John Jacobson, Jr., Manchester, r	3,313	
Edgar J. Knowlton, Manchester, d	2,808	
Plurality for Jacobson		505

Seventeenth District

Denis A. Murphy, Manchester, d 3,276
 Harold M. Worthen, Manchester, r 3,212
 Plurality for Murphy 64

Eighteenth District

John A. Foley, Manchester, d . . . 6,740

Nineteenth District

Aime Martel, Manchester, d 2,986
 Arthur J. Beaudet, Manchester, r 948
 Plurality for Martel 2,038

Twentieth District

Haven Doe, Somersworth, d 5,346
 John M. Hubbard, Rochester, r . . 4,722
 Plurality for Doe 624

Twenty-first District

Austin L. Calef, Barrington, d . . 4,301
 Jessie Doe, Rollinsford, r 3,830
 Plurality for Calef 471

Twenty-second District

William M. Cole, Derry, r 6,140
 Frank T. Conway, Manchester, d 4,760
 Plurality for Cole 1,380

Twenty-third District

James W. Bixler, Exeter, r 5,522
 Lester E. Williams, Exeter, d . . . 2,920
 Plurality for Bixler 2,602

Twenty-fourth District

Charles M. Dale, Portsmouth, r 4,794
 Lewis G. Dore, Portsmouth, d . . 3,988
 Plurality for Dale 806

WILLIAM M. COLE
 RALPH H. GEORGE
 AUSTIN L. CALEF

Committee

The report of the Committee was accepted.
On motion of Senate Caley the Senate adjourned.

THURSDAY, JANUARY 5.

The Senate met according to adjournment.

LEAVES OF ABSENCE

Senators Dickson and Quimby excused on account of important business.

On motion of Senator Doe the following resolution was adopted.

Resolved, That the rules of the Senate be published in the journal on the day that the list of the committees is published.

On motion of Senator Houghton the following resolution was adopted.

Resolved, That the title of the Committee on Railroads be changed to the Committee on Transportation.

On motion of Senator Alexander the following resolution was adopted.

Resolved, That the sympathy of the Senate be extended to J. Grant Quimby and Mrs. Quimby in their recent bereavement.

The following message was received from the House of Representatives by its Clerk.

Mr. President:

The House of Representatives has passed the following resolutions:

Resolved, That the Honorable Senate be notified that the House of Representatives will be ready to meet the Senate in joint convention at 12:30 o'clock for the purpose of receiving His Excellency the Governor, and any communication he may be pleased to make, and for the transaction of such other business as may properly come before such convention.

The message further stated that the House of Representatives had passed the following concurrent resolution in the

passage of which it asked the concurrence of the Honorable Senate.

Resolved, By the House of Representatives, the Senate concurring, that a committee of two on the part of the House and one on the part of the Senate, be appointed to make the necessary assignment of rooms for the presiding officers and committees of the House and Senate and to report said assignments to the House and Senate as early as possible.

The Speaker named as such committee on the part of the House, Messrs. Rowell of Newport and Dubois of Concord.

On motion of Senator Cole the Senate concurred.

The President named as members of such committees on the part of the Senate Senator George.

On motion of Senator George the following resolution was adopted.

Resolved, That the Senate will be ready to meet the House of Representatives in joint convention as suggested by the House Message, at 12:30 o'clock, for the purpose of receiving His Excellency, the Governor, and any communication that he may be pleased to make and for the transaction of any other business that may properly come before such convention.

Agreeably to the foregoing resolution, the Senate met the House of Representatives in joint convention.

(See House Proceedings.)

On motion of Senator Martel, the rules were suspended and all business in order for two o'clock this afternoon was made in order at the present time.

On motion of Senator Cole, the following resolution was adopted.

Resolved, That when the Senate adjourns this morning it adjourn to meet tomorrow morning at 9:00 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7:30 o'clock.

On motion of Senator Jacobson, the Senate adjourned.

FRIDAY, JANUARY 6, 1933.

The Senate met according to adjournment.

Senator George, having assumed the chair, read the following communication.

Concord, N. H., January 6, 1933.

SENATOR GEORGE:

Please preside for me at to-day's session of the New Hampshire Senate, and oblige.

GEORGE D. CUMMINGS,
President.

RESOLUTION

On motion of Senator Chesley the following resolution was adopted.

Resolved, That the New Hampshire Senate has learned with deep sorrow of the passing of Ex-President Calvin Coolidge, a native of our sister State of Vermont.

Be it therefore resolved that the President appoint a committee of three members on the part of the Senate, to prepare suitable resolutions and present the same Tuesday, Jan. 11th.

Pursuant to the above resolution, the President appointed Senators Chesley, George and Alexander. On motion of Senator Chesley the Senate adjourned.

MONDAY, JANUARY 9, 1933.

The Senate met according to adjournment.

Senator Chesley having assumed the Chair, read the following communication:

Concord, N. H., January 9, 1933.

SENATOR CHESLEY:

Please preside for me at tonight's session of the New Hampshire Senate, and oblige.

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator Chesley declared the Senate adjourned.

TUESDAY, JANUARY 10, 1933.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Dickson was granted leave of absence for the day on account of important business.

On motion of Senator Jacobson the following resolution was adopted:

Resolved, That the Committee on Roads, Bridges and Canals be eliminated and the President be authorized to appoint nine members on the Committee on Public Improvements.

On motion of Senator Cole the following resolution was adopted.

Resolved, That the membership of the Committee on Ways and Means be increased from five to seven members.

The President directed the Clerk to read the following standing and standing Joint Committees of the Senate.

STANDING COMMITTEES

Agriculture.—Senators Chesley, Heald, Dale, Whitcomb, Steele.

Banks.—Senators Doe, Houghton, Cole, Heald, Dickson.

Claims and Incorporations.—Senators Sanborn, Jacobson, Murphy, Martel, Dale.

Education.—Senators Bixler, Doe, Jacobson, Gale, Foley.

Elections.—Senators Foley, Sanborn, Bouthillier, Houghton, Murphy.

Finance.—Senators Quimby, Cole, Calef, Alexander, McLean.

Fisheries and Game.—Senators Dickson, George, McLean, Cole, Martel.

Forestry.—Senators Steele, Heald, Cole, Calef, Chesley.

Insurance.—Senators Heald, Whitcomb, Doe, Martel, George.

Judiciary.—Senators Dale, Bixler, George, Gale, Doe.

Labor.—Senators Gale, McLean, Kelley, Foley, Heald.

13. When a motion is made to shut the doors of the Senate, on the discussion of any business which in the opinion of any member may require secrecy, the president shall require the gallery to be closed; and the doors shall remain closed until the subject is disposed of.

14. After a motion has been decided, it shall be in order for any member who voted with the majority, or if the Senate be equally divided, any member voting on the side prevailing, to move for a reconsideration thereof, unless the bill, resolution, report, amendment, or motion on which the vote was taken has gone from the possession of the Senate; but no motion to reconsider shall be in order unless made the same day on which the vote was taken, or the next day after that on which the vote was taken, on which the Senate shall be in session.

15. Before any petition or memorial address to the Senate shall be received and read, a brief statement of the contents thereof shall be made by the member introducing the same.

16. Every bill shall be read three times before its passage and the President shall give notice at each time whether it be the first, second or third reading; each reading of the bill shall be by title only unless there is a request from any member of the Senate for the full reading of the bill; no bill after it has been read a second time shall have a third reading before an adjournment.

17. All resolutions which may require the signature of the governor shall be treated in the same manner as bills.

18. When a bill shall have been read a first time and ordered to a second reading, it shall be immediately read a second time by its title, and by the president referred to the appropriate standing committee, unless otherwise ordered by the Senate.

19. All bills introduced in the Senate, to repeal or modify an existing statute, shall refer to the act proposed to be repealed or modified by the title and session at which it was passed, and no bill shall refer to any statute by the number of the chapter of the pamphlet laws.

20. The Senate may resolve itself into a committee of the

whole at any time on motion made for that purpose; and in forming a committee of the whole, the president shall leave the chair, and may appoint a chairman to preside in committee. The President may at any time name any member to perform the duties of the chair; but such substitution shall not extend beyond one legislative day.

21. The last question, upon the second reading of a bill or resolution, shall always be, Shall it be read a third time? and no amendment shall be received or discussed on the third reading of any bill or resolution unless by consent of sixteen members present, but it shall at all times be in order, before the final passage of a bill or resolution, to move its commitment; and should such commitment take place, and an amendment be reported, the bill or resolution shall again be read a second time, and considered as in committee of the whole.

22. The titles of bills, and such parts thereof as may be affected by proposed amendment, shall be entered on the journals.

23. All bills, resolutions, and addresses, after passing the Senate, shall be signed by the president and all warrants and other processes issued by order of the Senate shall be under his hand and seal, attested by the clerk.

24. The following standing committees, to consist of five members each, shall be appointed at the commencement of any session; a Committee on Agriculture; a Committee on Banks; a Committee on Claims and Incorporations; a Committee on Education; a Committee on Elections; a Committee on Fisheries and Game; a Committee on Forestry; a Committee on Finance; a Committee on Insurance; a Committee on the Judiciary; a Committee on Labor; a Committee on Liquor Laws; a Committee on Military Affairs and Soldiers' Home; a Committee on Public Health; a Committee on Transportation; a Committee on Revision of Laws; a Committee on Public Improvements consisting of nine members; a Committee on State Hospital and Laconia State School; a Committee on Towns and Counties; a Committee on University of New Hampshire and Normal

Schools; a Committee on Ways and Means consisting of seven members. There shall also be a Committee on Rules, consisting of three members, one of whom shall be the President.

25. All committees shall be appointed by the President, unless otherwise directed by the Senate.

26. When the Senate shall concur with the House of Representatives in the appointment of a joint committee, consisting of not more than five members of the House, two members shall be added on the part of the Senate, but when more than five, three members of the Senate shall be added.

27. Messages shall be sent to the House of Representatives by the clerk of the Senate.

28. Messages from the Governor or House of Representatives may be received at all times, except when the Senate is engaged in putting the question, in calling the yeas and nays, in counting the ballots, or in reading the journal.

29. All questions shall be put by the President, and each member of the Senate shall signify his assent or dissent by answering yea or nay. If the President doubts, or a division is called for, the Senate shall divide. Those in the affirmative of the question shall first rise from their seats and stand till they be counted. The President shall then rise and state the decision of the Senate.

30. No person except the members of the executive, or members of the House of Representatives and its officers, shall be admitted within the bar of the Senate, except by invitation of the President, or some member with his consent.

31. The Senate shall adjourn to meet at eleven o'clock in the morning and two o'clock in the afternoon of each day unless the Senate shall otherwise order.

32. Motions to adjourn, to lay on the table, for the previous question, and to take from the table, shall be decided without debate.

33. No standing rule of the Senate shall be suspended unless two-thirds of the members present vote in favor thereof, and no rule shall be rescinded unless one day's

notice of the motion has been given and two-thirds of those present vote therefor.

34. Each bill and joint resolution, except private acts, originating in the Senate shall be declared by the President to be laid upon the table, and the clerk directed to procure a sufficient number of printed copies thereof for the use of the Senate, and cause the same to be distributed to the members, and when so printed and distributed the bill shall be immediately delivered to the committee to which it shall have been referred. Every bill or joint resolution so introduced shall be headed "Senate Bill" or "Senate Joint Resolution," as the case may be.

Every bill and joint resolution appropriating money, which has been favorably reported by another committee, shall be recommitted to the Committee on Finance for revision.

RESOLUTION

Senator Chesley for the Special Committee appointed to prepare resolutions on the death of ex-President Calvin Coolidge presented the resolution shown on the following page.

On a rising vote the resolution was unanimously adopted.

On motion of Senator George the rules were suspended and all business in order at two o'clock this afternoon was made in order at the present time.

On motion of Senator Kelley the Senate adjourned.

STATE OF NEW HAMPSHIRE

In the Honorable Senate

1933

RESOLUTIONS

WHEREAS, In the passing of Calvin Coolidge we are again made to realize how frail and transitory is our life here on earth; and

WHEREAS, Calvin Coolidge filled the highest office within the gift of the people, serving his country with a faithful devotion that won the love and respect that he deserved; and

WHEREAS, his simple philosophy of life will ever remain a shining example in the minds and hearts of those who knew him and its influence live through generations to come; therefore

Be it Resolved, That the Senate of New Hampshire shall observe in a fitting manner the period of mourning by draping its flags for a period of thirty days.

And be it further Resolved, That a copy of this resolution be sent to the widow and a copy be spread upon the records of the Senate of New Hampshire.

IRVING T. CHESLEY

RALPH H. GEORGE

A. C. ALEXANDER

Committee on Resolutions

WEDNESDAY, JANUARY 11, 1933

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Jacobson was granted leave of absence for the day on account of important business.

INTRODUCTION OF BILL

Senator Cole introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed and referred:

To the Committee on Revision of Laws.

Senate Bill No. 1, An act relating to Elections.

Senator George for the Committee to whom was referred the assignment of rooms by the President, the standing committees of the Senate and joint standing committees of the Senate and House reported with the following resolution:

Resolved, That the assignment of rooms to the several committees of the Senate and the joint standing committees of the Senate and House be as follows:

STANDING COMMITTEES OF THE SENATE

Agriculture—Room 120, Department of Agriculture.

Banks—Room 140, Bank Commission.

Claims and Incorporations—Room 154, Law Enforcement.

Education—Room 300, Patriot Building.

Elections—Room 156.

Finance—Room 105, Treasurer's Office.

Fisheries and Game—Room 12, Evans Building.

Forestry—Room 304, Patriot Building, Forestry Department.

Insurance—State Library.

Judiciary—Room 153, Attorney General.

Labor—State Library.

Liquor Laws—Room 154.

Military Affairs and Soldiers' Home—Room 102.

Public Health—Room 107, Board of Health.

Public Improvements—Room 300, Patriot Building.

Transportation—Room 145, Labor Commissioner.

Revision of Laws—Room 156.

State Hospital and Laconia State School—Room 134,
Charities and Corrections.

State Prison and Industrial School—Room 134, Charities
and Corrections.

Towns and Counties—Room 153, Attorney General.

University of New Hampshire and Normal Schools—
Room 133, Charities and Corrections.

Ways and Means—Room 135.

Coastwise Improvements—State Library.

JOINT STANDING COMMITTEES

Joint Rules—Room 127, Superintendent of State House.

Engrossed Bills—Office of Secretary of State.

State House and State House Yard—Room 127, Superin-
tendent of State House.

On motion of Senator George the following resolution
was adopted.

Resolved, That the rules be suspended and all business in
order for this afternoon at two o'clock be made in order at
the present time.

On motion of Senator Kelley the Senate adjourned.

THURSDAY, JANUARY 12, 1933.

The Senate met according to adjournment.

The following message was received from the House of
Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following
resolution in the passage of which it asks the concurrence of
the Honorable Senate:

WHEREAS, Granite is a building stone of the highest
quality lending itself to beauty, dignity and permanence,

characteristics desirable to Memorials and National Buildings; and

WHEREAS, Granite is largely fabricated by hand labor thus affording employment to many workmen in New Hampshire and throughout the Nation,

Be it resolved by the House of Representatives, the Senate concurring, that the members of the Senate and House of Representatives of the United States Congress from New Hampshire be and hereby are urged to make every possible effort for the use of granite for the exterior walls of Memorials and Public Buildings erected by the United States; and be it further

Resolved, That a copy of these resolutions be forwarded by the Secretary of State to the New Hampshire Senators and members of the House of Representatives of the United States Congress.

On motion of Senator Dale, the Senate concurred with the House of Representatives in the adoption of the foregoing resolution.

The message further stated that the House of Representatives had passed the following entitled bill, in the passage of which it asked the concurrence of the Honorable Senate:

House Bill No. 21, An act authorizing the county of Sullivan to issue bonds.

READ AND REFERRED

The following entitled bill sent up from the House of Representatives was read a first and second time and referred

To the Committee on Judiciary,

House Bill No. 21, An act authorizing the County of Sullivan to issue bonds.

On motion of Senator Whitcomb, the rules were suspended, reference to committee dispensed with, and the foregoing entitled bill was read a third time and passed.

On motion of Senator Cole, the following resolution was adopted.

Resolved, That the rules be suspended and all business in

order for two o'clock this afternoon be made in order at the present time.

On motion of Senator Foley, the following resolution was adopted.

Resolved, That when the Senate adjourns this morning, it be to meet Friday morning at 9 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7:30 o'clock.

On motion of Senator Kelley, the Senate adjourned.

FRIDAY, JANUARY 13, 1933.

The Senate met according to adjournment.

Senator George having assumed the Chair, read the following communication:

Peterboro, N. H., January 13, 1933.

SENATOR GEORGE:

Please preside for me at this morning's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,

President.

There being manifestly no quorum present, Senator George declared the Senate adjourned.

MONDAY, JANUARY 16, 1933.

The Senate met according to adjournment.

Senator Chesley having assumed the Chair, read the following communication:

Peterboro, N. H., January 16, 1933.

SENATOR CHESLEY:

Please preside for me at this evening's session of the New Hampshire Senate, and oblige.

GEORGE D. CUMMINGS,

President.

There being manifestly no quorum present, Senator Chesley declared the Senate adjourned.

TUESDAY, JANUARY 17, 1933.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Houghton was granted leave of absence on account of sickness.

HOUSE MESSAGE

The following message was received from the House of Representatives by its Clerk.

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 8, An act relative to the charter of the New Hampshire Historical Society.

House Bill No. 40, An act to authorize the county of Hillsborough to issue bonds.

House Bill No. 41, An act in amendment of "An Act to Enable the Town of Newport, New Hampshire, to refund its Indebtedness passed at the January Session, 1931."

READ AND REFERRED

The following entitled bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on Judiciary,

House Bill No. 8, An act relative to the Charter of the New Hampshire Historical Society.

House Bill No. 40, An act to authorize the County of Hillsborough to Issue Bonds.

Senator Heald moved that the rules be suspended, reference to Committee dispensed with and the bill be placed on its third reading and final passage at the present time.

On a *viva voce* vote the affirmative prevailed and the bill was read a third time and passed.

To the Committee on Revision of Laws,

House Bill No. 41, An act in amendment of "An Act to

enable the Town of Newport, New Hampshire, to Refund its indebtedness passed at the January Session, 1931."

INTRODUCTION OF BILLS

Senator Whitcomb introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 2, An act relative to suits for small claims.

Senator Heald introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Revision of Laws.

Senate Bill No. 3, An act relating to the manner of voting by blind persons.

Senator Whitcomb introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Revision of Laws.

Senate Bill No. 4, An act to enable the town of Newport to fund or refund its indebtedness.

Senator Whitcomb moved that the rules be suspended, printing and reference to committee dispensed with, and the bill be placed upon its third reading and final passage at the present time.

On a *viva voce* vote the affirmative prevailed and the motion was adopted and the foregoing entitled bill was read a third time and passed.

Senator George introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Fisheries and Game.

Senate Bill No. 5, An act Relating to the Taking of Deer.

On motion of Senator Jacobson, the following resolution was adopted.

Resolved, That the rules be suspended and all business in order for two o'clock this afternoon be made in order at the present time.

On motion of Senator Foley, the Senate adjourned.

WEDNESDAY, JANUARY 18, 1933

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WEDNESDAY, JANUARY 18, 1933.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Houghton granted leave of absence for the day on account of illness.

HOUSE MESSAGE

The following message was received from the House of Representatives by its clerk:

The House of Representatives has passed the following entitled Joint Resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Joint Resolution No. 33, Joint resolution providing for the printing and distribution of the report submitted to Governor John G. Winant by the Brookings Institute.

The message further stated that the House of Representatives had passed the following resolution:

WHEREAS the National Commander of the American Legion, Louis A. Johnson, will be the guest of the New Hampshire Department, the American Legion, on February 9th,
Resolved, by the House of Representatives in General Court convened:

That Commander Johnson be and hereby is invited to address the members of this House at 11:05 a.m. on February 9th, and

Be it further resolved: That His Excellency the Governor and the Honorable Council, and the Honorable Senate be invited to join with us on that occasion.

READ AND REFERRED

The following Joint resolution sent up from the House of Representatives was read a first and second time and referred to the Committee on Revision of the Laws:

Joint resolution providing for the printing and distribution of the report submitted to Governor John G. Winant by the Brookings Institute.

On motion of Senator Doe the rules were suspended, the

reference to committee was dispensed with, and the following entitled bill was read a third time, and it was voted inexpedient to legislate.

On motion of the same Senator the foregoing concurrent resolution was adopted:

Resolution providing for the distribution of the report submitted to Governor John G. Winant by the Brookings Institution.

Resolved by the Senate and House of Representatives in General Court convened:

That the Secretary of State shall cause two thousand copies of the report on a Survey of the Organization and Administration of the State, County, and Town Governments of New Hampshire submitted to Governor John G. Winant by the Institute for Government Research of the Brookings Institution and one thousand copies of the General Summary and Conclusions and Recommendations of said report to be printed and distributed as hereinafter provided. One copy of said report shall be sent free of charge by the Secretary of State to each of the following officers and bodies: governor, each member of the governor's council, each member of the legislature, each department of the state government, each justice of the supreme and superior courts; and upon request to the following: each free public library established under the laws of this state, the clerk of each town and city, the Library of Congress, and the state or territorial library of each state and territory in the United States. The Secretary of State may make such further free distribution as he shall deem wise or as the governor and council may direct and upon request shall send to any person a copy or copies of the report or of the summary upon payment by said person of a sum equal to the cost of printing the same and postage thereon. The cost of printing said report and summary shall be a charge upon the appropriation for legislature expense for the fiscal year ending June 30, 1934. Any amounts received by the Secretary of State in payment of copies as above provided shall be for the use of the State.

On motion of Senator Cole the following resolution was adopted:

Resolved, That all bills and joint resolutions be read a first and second time by title and caption unless otherwise ordered by the Senate.

INTRODUCTION OF BILLS

Senator Bixler introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred:

To the Committee on Revision of Laws, Senate Bill No. 6, An act to amend section 22, chapter 42, of the Public Laws of New Hampshire regarding Trust Funds for Water and Sewer Districts.

On motion of Senator Dale the following resolution was adopted:

WHEREAS, on Friday, February 3d, 1933, the first Interstate Conference of Legislators will convene in Washington, D. C., to discuss problems of conflicting taxation and to consider means for coöperation between the States in dealing with each other and with the Federal Government in respect thereto; *Now therefore be it*,

Resolved, That the New Hampshire Senate has learned with satisfaction of this undertaking and heartily approves of the purposes of the Conference; *And be it further*,

Resolved, That the President of this Senate, and such alternate as he may designate, be a delegate to this Conference; *And be it further*,

Resolved, That the Clerk of the Senate be instructed to notify the Secretary of said Conference forthwith of this action.

COMMITTEE REPORTS

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bill, House Bill No. 21, An act authorizing the County of Sullivan to issue bonds.

On motion of Senator Chesley, the following resolution was adopted:

Resolved, That the rules be suspended and all business in order for two o'clock this afternoon be made in order at the present time.

On motion of Senator Kelley the Senate adjourned.

THURSDAY, JANUARY 19, 1933.

The Senate met according to adjournment.

LEAVES OF ABSENCE

Senator Houghton was granted leave of absence for the day on account of sickness and Senator Dickson on account of important business.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bill in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 10, An act relative to the cancellation of certain town notes.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following entitled bill.

Senate Bill No. 4, An act to enable the town of Newport to fund or refund its indebtedness.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following concurrent resolution.

Mr. President:

The House of Representatives has concurred with the Senate in the passage of the following concurrent resolutions:

Resolved by the Senate and House of Representatives in General Court convened:

That the Secretary of State shall cause two thousand copies of the report on a Survey of the Organization and Administration of the State, County, and Town Governments of New Hampshire submitted to Governor John G. Winant by the Institute for Government Research of the Brookings Institution and one thousand copies of the General Summary and Conclusions and Recommendations of said report to be printed and distributed as hereinafter provided. One copy of said report shall be sent free of charge by the secretary of state to each of the following officers and bodies: governor, each member of the governor's council, each member of the legislature, each department of the state government, each justice of the supreme and superior courts; and upon request to the following: each free public library established under the laws of this state, the clerk of each town and city, the Library of Congress, and the state or territorial library of each state and territory in the United States. The secretary of state may make such further free distribution as he shall deem wise or as the governor and council may direct and upon request shall send to any person a copy or copies of the report or of the summary upon payment by said person of a sum equal to the cost of printing the same and postage thereon. The cost of printing said report and summary shall be a charge upon the appropriation for legislature expense for the fiscal year ending June 30, 1934. Any amounts received by the secretary of state in payment of copies as above provided shall be for the use of the state.

READ AND REFERRED

The following entitled bill sent up from the House of Representatives was read a first and second time, and referred:

To the Committee on the Judiciary,

House Bill No. 10, An act relative to the cancellation of certain town notes.

INTRODUCTION OF BILL

Senator Dale introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred:

To the Committee on the Judiciary,

Senate Bill No. 7, An act relating to the regulation of small loans.

COMMITTEE REPORT

On motion of Senator Dale, the rules were so far suspended as to allow the presentation of a report from the Committee not previously advertised in the journal.

Senator George for the Committee on the Judiciary to whom was referred House Bill No. 8, An act relating to the Charter of the New Hampshire Historical Society, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading at two o'clock this afternoon.

On motion of Senator Doe the Senate voted to reconsider the vote whereby House Joint Resolution No. 33, Joint resolution providing for the printing and distribution of the report submitted to Governor John G. Winant by the Brookings Institute, was voted inexpedient to legislate.

On motion of the same Senator, the Senate voted to reconsider the vote whereby the foregoing joint resolution was ordered to a third reading.

On motion of the same Senator, the rules were suspended, reference to committee dispensed with and the foregoing joint resolution was placed upon its third reading and passed.

MESSAGE FROM THE GOVERNOR

The following message was received from His Excellency, the Governor by the Secretary of State.

THURSDAY, JANUARY 19, 1933

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STATE OF NEW HAMPSHIRE

CONCORD

Executive Chamber

JOHN G. WINANT
Governor

January 19, 1933.

To the Honorable Senate and
The House of Representatives,
Concord, New Hampshire.

Gentlemen:

On February third in Washington, D. C., an interstate conference of official delegates will be held to consider the important problem of taxation as it involves the forty-eight states and the federal government. This is the first official conference of this character ever to be convened in the United States. The taxation problem to be considered bears specifically upon the growing tendency of the federal government and the states to tap the same sources of taxation without regard to the real interest of the taxpayer or his ability to bear the tax burdens thus imposed. In other words, this conference should lead to a definitizing of the fields of taxation as between the taxing agencies.

The problem is being studied by a Congressional Subcommittee on Double Taxation from the standpoint of the federal government. The interstate conference or its committee will study the problem from the standpoint of the states.

The Senate and the House of Representatives of each State are invited to send official delegates to the interstate conference, and I am suggesting that the President of the Senate and the Speaker of the House of Representatives be the delegates of the New Hampshire Legislature.

May I urge you to take appropriate action to insure that New Hampshire be adequately represented at this important conference?

It is my hope that the State Tax Commission may be

represented at this conference by its Chairman and Secretary.

The call for this conference and date concerning it are attached herewith.

Sincerely,
JOHN G. WINANT,
Governor.

On motion of Senator Jacobson the following resolution was adopted.

Resolved, That the rules be suspended and all business in order for this afternoon at two o'clock be made in order at the present time.

THIRD READINGS

The following bill was read a third time and passed. House Bill No. 8, An act relating to the Charter of the New Hampshire Historical Society.

On motion of Senator Martel the following resolution was adopted.

Resolved, That when the Senate adjourns this morning, it adjourn to meet to-morrow morning at 9:00 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7:30 o'clock.

On motion of Senator Kelley the Senate adjourned.

FRIDAY, JANUARY 20, 1933.

The Senate met according to adjournment.

Senator George having assumed the Chair, read the following communication:

Peterboro, N. H., January 20, 1933.

SENATOR GEORGE:

Please preside for me at this morning's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator George declared the Senate adjourned.

MONDAY, JANUARY 23, 1933.

The Senate met according to adjournment.

Senator Chesley having assumed the Chair, read the following communication:

Peterboro, N. H., January 23, 1933.

SENATOR CHESLEY:

Please preside for me at this evening's session of the New Hampshire Senate, and oblige.

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator Chesley declared the Senate adjourned.

TUESDAY, JANUARY 24, 1933.

The Senate met according to adjournment.

INTRODUCTION OF BILLS

Senator Jacobson introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred:

To the Committee on Fisheries and Game.

Senate Bill No. 8, An act relating to the taking of lake trout and salmon through the ice from Lake Massabesic.

Senator Dale introduced the following entitled bill which was read a first and second time; laid upon the table to be printed and referred:

To the Committee on the Judiciary.

Senate Bill No. 9, An act relating to licenses to administrators and executors to sell real estate.

COMMITTEE REPORTS

Senator Jacobson for the Committee on Revision of Laws, to whom was referred House Bill No. 41, An act in amendment of "An Act to enable the Town of Newport, New Hampshire, to refund its indebtedness, passed at the January

session, 1931," having considered the same, reported the same with the following resolution.

Resolved, That it is inexpedient to legislate.

The report was accepted, and the resolution of the committee adopted.

Senator George, for the Committee on Engrossed Bills, to whom was referred House Joint Resolution No. 33, Joint resolution providing for the printing and distribution of the report submitted to Governor John G. Winant by the Brookings Institute, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended that the resolution as amended ought to pass.

Amend said joint resolution by striking out the figure "1934" in the twentieth line and inserting in place thereof the figure 1933.

The report of the Committee was accepted and the amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Chesley read the following communication from Mrs. Calvin Coolidge.

January 20, 1933.

Hon. Irving T. Chesley,
Hon. Ralph H. George,
Hon. Anson C. Alexander,
Committee on Resolutions,
State House,
Concord, N. H.

Gentlemen:

Mrs. Coolidge appreciates very much indeed the kind expression of sympathy contained in the Resolutions adopted by the Senate of the State of New Hampshire, and has asked me to convey to you and through you to all the members of your Honorable Body, her heartfelt thanks.

Respectfully yours,

HARRY E. ROSS,

Secretary.

On motion of Senator McLean the Senate adjourned.

AFTERNOON

On motion of Senator Dale, the rules were so far suspended as to allow the presentation of a report from a Committee not previously advertised in the journal.

Senator George, for the Committee on the Judiciary, to whom was referred:

House Bill No. 10, An act relative to the cancellation of certain town notes, having considered the same reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading tomorrow morning at eleven o'clock.

On motion of the same Senator, the rules were suspended and the foregoing entitled bill was read a third time and passed.

On motion of Senator Houghton the Senate adjourned.

WEDNESDAY, JANUARY 25, 1933.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Kelley was granted leave of absence for the day on account of important business.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has voted to concur with the Honorable Senate in its adoption of the amendment offered by the Committee on Engrossed Bills to the following joint resolution:

House Joint Resolution No. 33, Joint resolution providing for the printing and distribution of the report submitted to Governor John G. Winant by the Brookings Institute.

INTRODUCTION OF BILLS

Senator Whitcomb, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred:

To the Committee on the Judiciary,

Senate Bill No. 10, An act relating to reciprocal laws for real estate sales.

Senator Sanborn, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred:

To the Committee on Revision of Laws,

Senate Bill No. 11, An act relating to abandoned motor vehicles.

COMMITTEE REPORT

Senator George, for the Committee on Engrossed Bills, to whom was referred:

House Bill No. 8, An act relative to the charter of the New Hampshire Historical Society, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended that the bill as amended ought to pass.

Amend section 1 of said bill by striking out the entire section and inserting in place thereof the following:

1. *New Hampshire Historical Society.* Amend chapter 3 of the Laws of 1823, being the charter of the New Hampshire Historical Society, by adding after section 4 the following new section: Sec. 5. And be it further enacted that the said corporation may acquire and hold funds in trust for the preservation or care of cemeteries, or of buildings, places and objects of public or historical interest; and may also be appointed trustee of funds for any such purpose where an individual can be appointed under the same conditions and subject to the same control, requirements and penalties.

RECONSIDERATION OF VOTE

On motion of Senator Dale, the Senate voted to reconsider the vote whereby the following entitled bill passed.

House Bill No. 10, An act relative to the cancellation of certain town notes.

On motion of the same Senator, the Senate voted to reconsider the vote whereby the foregoing entitled bill was ordered to a third reading, and was referred to the Committee on Finance.

COMMITTEE REPORTS

On motion of Senator Quimby, the rules were so far suspended as to allow the presentation of a committee report not previously advertised in the journal.

Senator Calef, for the Committee on Finance, to whom was referred:

House Bill No. 10, An act relative to the cancellation of certain town notes, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

On motion of Senator Dale, the rules were so far suspended as to allow the presentation of a committee report not previously advertised in the journal.

Senator Dale, for the Committee on Revision of Laws, to whom was referred:

Senate Bill No. 3, An act relating to the manner of voting by blind persons, having considered the same, reported the same with the following amendment and recommended its passage.

Amend section 1 of said bill by inserting the word total before the word "blindness" in the third and seventeenth lines and by inserting after the word "assisting" in the fifth and nineteenth lines the words, shall be sworn, so that said section as amended shall read as follows:

1. *Blind Persons.* Amend section 59, chapter 26 of the Public Laws by adding at the end of said section the follow-

ing: Provided that any voter unable to mark his ballot because of his total blindness may be assisted in such marking by any person, who is a qualified voter in the same town or ward, whom he may designate. Such person so assisting shall be sworn, shall mark the ballot as directed by said voter, shall certify on the outside thereof that it was so marked with his assistance, and shall thereafter give no information regarding the same; so that said section as amended shall read as follows: 59. *Assistance in Voting.* Any voter who declares to the moderator, under oath, that he cannot read, or that because of his blindness or other physical disability he is unable to mark his ballot, shall, upon his choice and request, receive the assistance of one or both of the election officers detailed for that purpose by the moderator; and such officer or officers shall certify on the outside thereof that it was so marked with his or their assistance, and shall thereafter give no information regarding the same. Provided that any voter unable to mark his ballot because of his total blindness may be assisted in such marking by any person, who is a qualified voter in the same town or ward, whom he may designate. Such person so assisting shall be sworn, shall mark the ballot as directed by said voter, shall certify on the outside thereof that it was so marked with his assistance, and shall thereafter give no information regarding the same.

Amend section 2 of said bill by inserting the word total before the word "blindness" in the third and eleventh lines of said section so that said section as amended shall read as follows:

2. *Polling Places.* Amend section 33 of said chapter 26 by adding at the end of said section the following: Provided in case a voter unable to mark his ballot because of his total blindness requests the assistance of a person other than an election officer, as provided in section 59, such person so assisting shall be admitted within said rail for said purpose and shall retire when said voter retires, so that said section as amended shall read as follows:

33. *Admittance Within Rail.* No persons other than the

election officers and the voters admitted as hereinafter provided shall be permitted within said rail except by authority of the election officers, and then only for the purpose of keeping order and enforcing the law, provided in case a voter unable to mark his ballot because of his total blindness requests the assistance of a person other than an election officer, as provided in section 59, such person so assisting shall be admitted within said rail for said purpose and shall retire when said voter retires.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at two o'clock.

On motion of Senator Cole, the following resolution was adopted.

Resolved, That all business in order for this afternoon at two o'clock be made in order at the present time.

THIRD READINGS

The following bills were read a third time and passed.

Senate Bill No. 3, An act relating to the manner of voting by blind persons.

House Bill No. 10, An act relative to the cancellation of certain town notes.

On motion of Senator Foley, the following resolution was adopted.

Resolved, That when the Senate adjourns this afternoon, it will do so out of respect of Mr. P. S. Broderick, father of Representative Broderick of Ward 5, Manchester.

On motion of Senator Foley the Senate adjourned.

THURSDAY, JANUARY 26, 1933.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Kelley was granted leave of absence for the day on account of important business.

Senator Dickson was granted leave of absence for the day

on account of illness and for next week Tuesday and Wednesday on account of important business.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate.

House Bill No. 7, An act relating to the conservation of the purity and safety of public water supplies.

House Bill No. 51, An act to amend the charter of the village precinct of Hanover.

House Bill No. 52, An act relating to Armistice Day.

House Bill No. 58, An act to establish a new apportionment for the assessment of public taxes.

House Bill No. 78, An act to amend the charter of the Rolfe and Rumford Asylum approved July 3, 1872.

House Bill No. 269, An act to legalize the spelling of Winnepesaukee.

READ AND REFERRED

The following entitled bills sent up from the House of Representatives were read a first and second time and referred.

To the Committee on Revision of Laws,

House Bill No. 51, An act to amend the Charter of the Village Precinct of Hanover.

House Bill No. 52, An act relating to Armistice Day.

House Bill No. 78, An act to amend the charter of the Rolfe and Rumford Asylum approved July 3, 1872.

To the Committee on Public Health,

House Bill No. 7, An act relating to the conservation of the purity and safety of public water supplies.

To the Committee on Ways and Means,

House Bill No. 58, An act to establish a new apportionment for the assessment of public taxes.

To the Committee on the Judiciary,
House Bill No. 269, An act to legalize the spelling of
Winnepesaukee.

On motion of Senator George, the rules were suspended,
printing and reference to committee dispensed with and the
foregoing entitled bill read a third time and passed.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and
found correctly engrossed the following entitled bills and
resolution.

House Bill No. 10, An act relative to the cancellation of
certain town notes.

Senate Bill No. 4, An act to enable the town of Newport
to fund or refund its indebtedness.

House Bill No. 40, An act to authorize the county of Hills-
borough to issue bonds.

House Joint Resolution No. 33, Joint resolution providing
for the printing and distribution of the report submitted to
Governor John G. Winant by the Brookings Institute.

INTRODUCTION OF BILLS

Senator Murphy, under a suspension of the rules, sixteen
Senators having actually voted in favor thereof, introduced
the following entitled bill, which was read a first and second
time, laid upon the table to be printed and referred.

To the Committee on the Judiciary,

Senate Bill No. 12, An act to regulate hawking and ped-
dling at wholesale of fruit and produce.

Senator MacLean, under a suspension of the rules, sixteen
Senators having actually voted in favor thereof, introduced
the following entitled bill, which was read a first and second
time, laid upon the table to be printed and referred.

To the Committee on the Judiciary,

Senate Bill No. 13, An act authorizing the town of
Plymouth to issue refunding notes or bonds.

Senator Houghton, under a suspension of the rules, sixteen
Senators having actually voted in favor thereof, introduced

the following entitled bill which was read a first and second time, laid upon the table to be printed and referred.

To the Committee on Public Improvements,

Senate Bill No. 14, An act to establish a continuous highway from the Vermont state line at Walpole to a junction with the Monadnock road at Walpole village.

On motion of Senator Cole, the rules were suspended and all business in order for this afternoon at two o'clock was made in order at the present time.

On motion of Senator Foley, the following resolution was adopted.

Resolved, That when the Senate adjourns this morning it adjourn to meet tomorrow morning at 9 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7:30 o'clock.

On motion of Senator Heald, the Senate adjourned.

FRIDAY, JANUARY 27, 1933.

The Senate met according to adjournment.

Senator George having assumed the Chair, read the following communication:

Peterboro, N. H., January 27, 1933.

SENATOR GEORGE:

Please preside for me at this morning's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,

President.

There being manifestly no quorum present, Senator George declared the Senate adjourned.

MONDAY, JANUARY 30, 1933.

The Senate met according to adjournment.

Senator Chesley having assumed the Chair, read the following communication:

Peterboro, N. H., January 30, 1933.

SENATOR CHESLEY:

Please preside for me at this evening's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator Chesley declared the Senate adjourned.

TUESDAY, JANUARY 31, 1933.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Kelley was granted leave of absence for the day on account of important business.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 6, An act to regulate the sale of methyl alcohol.

House Bill No. 38, An act relating to the naming of the highway extending from Gilead, Maine, to Lancaster, N. H.

House Bill No. 39, An act providing for the transfer of certain property to the town of Candia.

House Bill No. 56, An act relating to damages to game.

House Bill No. 81, An act dispensing with oaths and affirmations in certain cases.

House Bill No. 109, An act relating to the taking of smelt.

House Bill No. 110, An act relating to the taking of pickerel.

House Bill No. 111, An act relating to the taking of white perch.

The message further stated that the House of Representatives had passed the following concurrent resolution, in the passage of which it asked the concurrence of the Honorable Senate:

Mr. President:

The House of Representatives has passed the following concurrent resolution, in the passage of which it asks the concurrence of the Honorable Senate:

CONCURRENT RESOLUTION

Ratifying a proposed amendment to the constitution of the United States of America.

WHEREAS, Both houses of the seventy-second congress of the United States of America, by a constitutional majority of two-thirds thereof made the following proposition to amend the constitution of the United States of America, in the following words, to wit:

“Joint Resolution proposing an amendment to the Constitution of the United States.

“Resolved by the Senate and House of Representatives of the United States of America in Congress assembled (two-thirds of each House concurring therein),

That the following article is proposed as an amendment to the Constitution of the United States, which, when ratified by the legislatures of three-fourths of the several States, shall be valid to all intents and purposes as a part of the Constitution:

“‘Article—” ‘Section 1. The terms of the President and Vice-President shall end at noon on the 20th day of January, and the terms of Senators and Representatives at noon on the 3d of January, of the years in which such terms would have ended if this article had not been ratified; and the terms of their successors shall then begin.

“‘Sect. 2. The Congress shall assemble at least once in every year, and such meeting shall begin at noon on the 3d day of January, unless they shall by law appoint a different day.

“‘Sect. 3. If, at the time fixed for the beginning of the

term of the President, the President elect shall have died, the Vice President elect shall become President. If a President shall not have been chosen before the time fixed for the beginning of his term, or if the President elect shall have failed to qualify, then the Vice-President elect shall act as President until a President shall have qualified; and the Congress may by law provide for the case wherein neither a President elect nor a Vice President elect shall have qualified, declaring who shall then act as President, or the manner in which one who is to act shall be selected, and such person shall act accordingly until a President or Vice President shall have qualified.

“ ‘Sect. 4. The Congress may by law provide for the case of the death of any of the persons from whom the House of Representatives may choose a President whenever the right of choice shall have devolved upon them, and for the case of the death of any of the persons from whom the Senate may choose a Vice President whenever the right of choice shall have devolved upon them.’ ”

“ ‘Sec. 5. Sections 1 and 2 shall take effect on the 15th day of October following the ratification of this article.

“ ‘Sec. 6. This article shall be inoperative unless it shall have been ratified as an amendment to the Constitution by the legislatures of three-fourths of the several states within seven years from the date of its submission.

THEREFORE, *Be it Resolved by the Senate and House of Representatives in General Court convened:* THAT the said proposed amendment to the constitution of the United States of America be, and the same is hereby ratified by the legislature of the State of New Hampshire;

That certified copies of this preamble and joint resolution be forwarded by the Governor of this State to the Secretary of State at Washington, to the Presiding Officer of the United States Senate, and to the Speaker of the House of Representatives of the United States.

On motion of Senator Dale, the Senate concurred with the House of Representatives in the passage of the foregoing concurrent resolution.

READ AND REFERRED

The following entitled bills sent up from the House of Representatives were read a first and second time and referred.

To the Committee on Public Health,

House Bill No. 6, An act to regulate the sale of methyl alcohol.

To the Committee on Public Improvements,

House Bill No. 38, An act relating to the naming of the highway extending from Gilead, Maine, to Lancaster, N. H.

To the Committee on Towns and Counties,

House Bill No. 39, An act providing for the transfer of certain property to the town of Candia.

To the Committee on Fisheries and Game,

House Bill No. 56, An act relating to damages to game.

House Bill No. 109, An act relating to the taking of smelt.

House Bill No. 110, An act relating to the taking of pickerel.

House Bill No. 111, An act relating to the taking of white perch.

To the Committee on the Judiciary,

House Bill No. 81, An act dispensing with oaths and affirmations in certain cases.

On motion of Senator Doe, the following resolution was adopted.

Resolved, THAT the members of the Senate visit the State University in a body on Wednesday, February 1, and that the Sergeant-at-Arms be instructed to procure transportation.

On motion of Senator Chesley the rules were so far suspended that the hour of convening for tomorrow be ten o'clock instead of eleven o'clock.

On motion of Senator Cole, the rules were suspended and all business in order for this afternoon at two o'clock was made in order at the present time.

On motion of Senator Steele, the Senate adjourned.

WEDNESDAY, FEBRUARY 1, 1933.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 119, An act relating to the taking of lobsters and clams.

READ AND REFERRED

The following bill sent up from the House of Representatives was read a first and second time and referred.

To the Committee on Fisheries and Game,

House Bill No. 119, An act relating to the taking of lobsters and clams.

INTRODUCTION OF BILL

Senator Jacobson, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred.

To the Committee on the Judiciary,

Senate Bill No. 15, An act relating to itinerant vendors.

COMMITTEE REPORT

Senator George, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 269, An act to legalize the spelling of Winnepesaukee, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend section 1 by striking out the same and inserting in place thereof the following:

1. *Name.* The lake which is bounded by the towns of

Wolfeboro, Tuftonboro, Moultonborough, Center Harbor, Meredith, Gilford and Alton, and the city of Laconia shall be known as Lake Winnepesaukee.

RALPH H. GEORGE

For the Committee.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

On motion of Senator Whitcomb the following resolution was adopted.

WHEREAS, the Senate on January 17th, endorsed the meeting to be held of the first Interstate Conference of Legislators, and that Whereas, the said meeting is the first of its kind to be held, Therefore, be it Resolved, that the President of the Senate in accordance with the resolution adopted January 17th be designated to attend said conference, and the expense of the President be charged to the appropriation for legislative expenses.

On motion of Senator Cole the following resolution was adopted.

Resolved, That the rules be suspended and all business in order for this afternoon at two o'clock be made in order at the present time.

INTRODUCTION OF BILL

Senator Kelley, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary,

Senate Bill No. 16, An act repealing Chapter one hundred forty-four of the Laws of 1917, and all amendments in amendment thereof.

On motion of Senator Houghton the Senate adjourned.

THURSDAY, FEBRUARY 2, 1933.

The Senate met according to adjournment.

LEAVES OF ABSENCE

Senator Dickson was granted leave of absence for the day on account of important business and Senator Bixler on account of illness.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolution in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 11, An act relating to plans for water and sewerage systems, and to auxiliary water supplies.

House Bill No. 12, An act relating to the enforcement of public water supply regulations.

House Bill No. 60, An act defining beverages and beverage concentrates, and providing for forfeitures.

House Bill No. 62, An act relating to speed of self-propelled vehicles at railroad crossings.

House Bill No. 97, An act changing the name of Cow Island.

House Joint Resolution No. 60, Joint resolution in favor of Guy S. Neal and others.

READ AND REFERRED

The following bills and joint resolution sent up from the House of Representatives were read a first and second time and referred:

To the Committee on Public Health,

House Bill No. 11, An act relating to plans for water and sewerage systems, and to auxiliary water supplies.

House Bill No. 12, An act relating to the enforcement of public water supply regulations.

House Bill No. 60, An act defining beverages and beverage concentrates, and providing for forfeitures.

To the Committee on the Judiciary,

House Bill No. 62, An act relating to speed of self-propelled vehicles at railroad crossings.

To the Committee on Agriculture,

House Bill No. 97, An act changing the name of Cow Island.

To the Committee on Finance,

House Joint Resolution No. 60, Joint resolution in favor of Guy S. Neal and others.

INTRODUCTION OF BILLS

Senator Jacobson, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Liquor Laws.

Senate Bill No. 17, An act relating to the purchase of intoxicating liquors for medicinal purposes by druggists.

Senator Jacobson, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed and referred to the Committee on Liquor Laws.

Senate Bill No. 18, An act relating to the records required to be kept by druggists filling prescriptions for liquor.

On motion of Senator Whitcomb, the following resolution was adopted.

Resolved, That the order whereby Senate Bill No. 16, An act repealing Chapter one hundred forty-four of the Laws of 1917, and all amendments in amendment thereof was referred to the Committee on the Judiciary, be vacated and the bill be referred to the Committee on Liquor Laws.

On motion of Senator Calef, the following resolution was adopted.

Resolved, That the rules be suspended and all business in

order for this afternoon at two o'clock be made in order at the present time.

On motion of Senator Doe, the following resolution was adopted.

Resolved, That when the Senate adjourns this morning it adjourn to meet tomorrow morning at 9:00 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7:30 o'clock.

On motion of Senator Heald, the Senate adjourned.

FRIDAY, FEBRUARY 3, 1933.

The Senate met according to adjournment.

Senator George having assumed the Chair, read the following communication:

Peterboro, N. H., Feb. 3, 1933.

SENATOR GEORGE:

Please preside for me at this morning's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,

President.

There being manifestly no quorum present, Senator George declared the Senate adjourned.

MONDAY, FEBRUARY 6, 1933.

The Senate met according to adjournment.

Senator Chesley having assumed the Chair, read the following communication:

Peterboro, N. H., February 6, 1933.

SENATOR CHESLEY:

Please preside for me at this evening's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,

President.

There being manifestly no quorum present, Senator Chesley declared the Senate adjourned.

TUESDAY, FEBRUARY 7, 1933.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 160, An act relating to the transfer of motor boat registrations.

House Bill No. 161, An act legalizing the proceedings of the biennial election held at Seabrook on November 8, 1932.

House Bill No. 194, An act relating to the taxation of personal estate.

House Bill No. 253, An act to prohibit the posting of political advertisements on trees.

House Joint Resolution No. 63, Joint resolution providing for the erection of a memorial for Henry Wilson.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill.

House Bill No. 269, An act to legalize the spelling of Winnipegauke.

READ AND REFERRED

The following entitled bills and joint resolutions sent up from the House of Representatives were read a first and second time and referred.

To the Committee on the Judiciary,

House Bill No. 161, An act legalizing the proceedings of the biennial election held at Seabrook on November 8, 1932.

To the Committee on Revision of Laws,

House Bill No. 160, An act relating to the transfer of motor boat registrations.

House Bill No. 194, An act relating to the taxation of personal estate.

House Bill No. 253, An act to prohibit the posting of political advertisements on trees.

To the Committee on Military Affairs,

House Joint Resolution No. 63, Joint resolution providing for the erection of a memorial for Henry Wilson.

COMMITTEE REPORTS

Senator Jacobson, for the Committee on Revision of Laws to whom was referred,

House Bill No. 51, An act to amend the charter of the village precinct of Hanover.

House Bill No. 52, An act relating to Armistice Day.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

On motion of Senator Dale, the rules were so far suspended as to allow the introduction of a committee report not previously advertised in the journal.

Senator Dale, for the Committee on Revision of Laws, to whom was referred House Bill No. 78, An act to amend the charter of the Rolfe and Rumford Asylum approved July 3, 1872, having considered the same, reported the same with the following amendment and recommended its passage.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Purposes.* Amend Chapter 129 of the Laws of 1872, being the charter of the Rolfe and Rumford Asylum approved July 3, 1872, by striking out Section 3 of said chapter and inserting in place thereof the following. Sect. 3. The said corporation is hereby empowered to receive property, real and personal, in addition to the funds given as aforesaid by the last will of the said Sarah Thompson, and to hold and apply the same for the purposes as provided in Section 2, as amended by Chapter 171 of the Laws of 1881, and also for

the support and education of children who are natives of New Hampshire.

2. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, amendment adopted and the bill ordered to a third reading this afternoon at two o'clock.

On motion of Senator Sanborn, the following resolution was adopted:

Resolved, That the order whereby Senate Bill No. 11, An act relating to abandoned motor vehicles, and all amendments in amendment thereof, was referred to the Committee on Revision of Laws, be vacated and referred to the Committee on Public Improvements.

On motion of Senator Doe, the following resolution was adopted:

Resolved, That the rules be suspended and all business in order for this afternoon at two o'clock be made in order at the present time.

THIRD READING

The following entitled bills were read a third time and passed.

House Bill No. 51, An act to amend the charter of the village precinct of Hanover.

House Bill No. 52, An act relating to Armistice Day.

House Bill No. 78, An act to amend the charter of the Rolfe and Rumford Asylum approved July 3, 1872.

On motion of Senator Houghton, the Senate adjourned.

WEDNESDAY, FEBRUARY 8, 1933.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Sanborn was granted leave of absence for the day on account of illness.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following bills in the passage of which it asks the concurrence of the Honorable Senate.

House Bill No. 28, An act to provide for the completion of a secondary system of highways.

House Bill No. 71, An act relating to assignments for the benefit of creditors.

READ AND REFERRED

The following entitled bills sent up from the House of Representatives were read a first and second time and referred.

To the Committee on the Judiciary,

House Bill No. 71, An act relating to assignments for the benefit of creditors.

To the Committee on Public Improvements,

House Bill No. 28, An act to provide for the completion of a secondary system of highways.

COMMITTEE REPORTS

Senator Dale, for the Committee on the Judiciary, to whom was referred:

Senate Bill No. 2, An act relating to suits for small claims, having considered the same, reported the same with the following resolution.

Resolved, That it is inexpedient to legislate.

The report was accepted, and the resolution of the committee adopted.

Senator Dale, for the Committee on the Judiciary, to whom was referred:

House Bill No. 81, An act dispensing with oaths and affirmations in certain cases, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the resolution of the committee adopted.

Senator Dale, for the Committee on the Judiciary, to whom was referred:

Senate Bill No. 13, An act authorizing the town of Plymouth to issue refunding notes or bonds, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 8, An act relative to the charter of the New Hampshire Historical Society.

House Bill No. 269, An act to legalize the spelling of Winnepesaukee.

INTRODUCTION OF BILL

Senator Alexander, under a suspension of the rules, sixteen Senators having actually voted in favor thereof introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Liquor Laws.

Senate Bill No. 19, An act relating to the manufacture of beer.

On motion of Senator George, the rules were suspended and all business in order for this afternoon at two o'clock was made in order at the present time.

THIRD READING

The following entitled bill was read a third time and passed.

Senate Bill No. 13, An act authorizing the town of Plymouth to issue refunding notes or bonds.

On motion of Senator Kelley the Senate adjourned.

THURSDAY, FEBRUARY 9, 1933.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Sanborn was granted leave of absence for the day on account of illness.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 92, An act relating to the charter of the Gordon Nash Library in New Hampton.

House Bill No. 120, An act relating to fees and the service of process on the insurance commissioner.

House Bill No. 127, An act relating to benefits payable by fraternal benefit societies on lives of children.

House Bill No. 165, An act relating to the taking of smelt.

House Bill No. 167, An act relative to permits for taking fish and game for scientific purposes.

House Bill No. 177, An act to prohibit the use of carp and so-called gold fish as live bait.

House Bill No. 207, An act changing the name of Tom pond in the town of Warner to Dimond lake.

House Bill No. 223, An act amending the charter of the New Hampshire Congregational Conference and changing the name of the said corporation.

House Bill No. 295, An act relating to payments for forest fire protection.

The message further stated that the House of Representatives had passed the following concurrent resolution in the passage of which it asked the concurrence of the Honorable Senate.

Resolved, By the House of Representatives, the Senate

concurring, that a committee consisting of five Senators to be appointed by the President of the Senate, and nine Representatives to be appointed by the Speaker of the House of Representatives, together with the Governor and the Chairman of the Finance Committee of the Council, shall undertake a study of, and conduct hearings upon, the Brookings Report. That this committee is authorized to make recommendations and to prepare and present bills to either branch of the Legislature.

The Speaker has appointed as members of the committee on part of the House Messrs. Hunter of Hanover, Wilson of Manchester, Hammond of Gilford, Page of Gilmanton, Shaw of Chichester, Keefe of Dover, Osborn of Dover, Pingree of Berlin, Sawyer of Woodstock.

On motion of Senator Doe, the Senate voted to concur with the House of Representatives in the adoption of the foregoing concurrent resolution and the President appointed as members of such committee on the part of the Senate the following Senators: Quimby, Whitcomb, Dale, Calef and Doe.

READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on Revision of Laws,

House Bill No. 92, An act relating to the charter of the Gordon Nash Library in New Hampton.

House Bill No. 223, An act amending the charter of the New Hampshire Congregational Conference and changing the name of the said corporation.

To the Committee on Insurance,

House Bill No. 120, An act relating to fees and the service of process on the insurance commissioner.

House Bill No. 127, An act relating to benefits payable by fraternal benefit societies on lives of children.

To the Committee on Fisheries and Game,

House Bill No. 165, An act relating to the taking of smelt.

House Bill No. 167, An act relative to permits for taking fish and game for scientific purposes.

House Bill No. 177, An act to prohibit the use of carp and so-called gold fish as live bait.

House Bill No. 207, An act changing the name of Tom pond in the town of Warner to Dimond lake.

To the Committee on Forestry,

House Bill No. 295, An act relating to payments for forest fire protection.

COMMITTEE REPORTS

On motion of Senator Calef, the rules were suspended to allow the introduction of a report from a committee which had not been previously advertised in the journal.

Senator Calef, for the Committee on Finance to whom was referred

House Joint Resolution No. 60, Joint resolution in favor of Guy S. Neal and others, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution ordered to a third reading this afternoon at two o'clock.

On motion of Senator George, the rules were suspended to allow the introduction of a report from a committee which had not been previously advertised in the journal.

Senator George, for the Committee on the Judiciary, to whom was referred

House Bill No. 161, An act legalizing the proceedings of the biennial election held at Seabrook on November 8, 1932, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 51, An act to amend the charter of the village precinct of Hanover.

House Bill No. 52, An act relating to Armistice Day.

House Bill No. 78, An act to amend the charter of the Rolfe and Rumford Asylum approved July 3, 1872.

HAVEN DOE,
For the Committee.

On motion of Senator Dale, the following resolution was adopted:

Resolved, That all business in order for this afternoon at two o'clock be made in order at the present time.

THIRD READING

The following bill and joint resolution were read a third time and passed.

House Bill No. 161, An act legalizing the proceedings of the biennial election held at Seabrook on November 8, 1932.

House Joint Resolution No. 60, Joint resolution in favor of Guy S. Neal and others.

On motion of Senator Heald, the following resolution was adopted:

Resolved, That when the Senate adjourns this morning it adjourn to meet tomorrow morning at 9:00 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7:30 o'clock.

On motion of Senator Kelley, the Senate adjourned.

FRIDAY, FEBRUARY 10, 1933.

The Senate met according to adjournment.

Senator George having assumed the Chair, read the following communication:

Peterboro, N. H., Feb. 10, 1933.

SENATOR GEORGE:

Please preside for me at this morning's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator George declared the Senate adjourned.

MONDAY, FEBRUARY 13, 1933.

The Senate met according to adjournment.

Senator Chesley having assumed the Chair, read the following communication:

Peterboro, N. H., February 13, 1933.

SENATOR CHESLEY:

Please preside for me at this evening's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator Chesley declared the Senate adjourned.

TUESDAY, FEBRUARY 14, 1933.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Sanborn was granted leave of absence for the day on account of sickness.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 55, An act relating to revocation of motor vehicle licenses.

House Bill No. 74, An act relating to motor vehicle permit fees.

House Bill No. 134, An act relating to transportation of deer by non-residents.

House Bill No. 140, An act relating to the sale of deer.

House Bill No. 224, An act relating to service contracts for automobiles.

House Bill No. 305, An act to legalize the biennial elections held on the eighth day of November 1932 in the town of Derry.

House Bill No. 308, An act legalizing the November election in the town of Franconia.

READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred.

To the Committee on the Judiciary,

House Bill No. 55, An act relating to revocation of motor vehicle licenses.

House Bill No. 74, An act relating to motor vehicle permit fees.

House Bill No. 305, An act legalizing the election in the town of Derry.

House Bill No. 308, An act legalizing the November election in the town of Franconia.

To the Committee on Fisheries and Game,

House Bill No. 140, An act relating to the sale of deer.

House Bill No. 134, An act relating to transportation of deer by non-residents.

To the Committee on Transportation,

House Bill No. 224, An act relating to service contracts for automobiles.

COMMITTEE REPORTS

Senator Martel, for the Committee on Fisheries and Game, to whom was referred

House Bill No. 119, An act relating to the taking of lobsters and clams, having considered the same reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Dale, the foregoing bill was recommitted to the Committee on Fisheries and Game.

Senator Martel, for the Committee on Fisheries and Game, to whom was referred

House Bill No. 110, An act relating to the taking of pickerel.

House Bill No. 109, An act relating to the taking of smelt.

House Bill No. 56, An act relating to damages to game.

House Bill No. 111, An act relating to the taking of white perch.

Senate Bill No. 8, An act relating to the taking of lake trout and salmon through the ice from Lake Massabesic.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

Senator Murphy, for the Committee on Towns and Counties, to whom was referred

House Bill No. 39, An act providing for the transfer of certain property to the town of Candia, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

On motion of Senator Doe, the rules were suspended and all business in order for this afternoon at two o'clock was made in order at the present time.

THIRD READINGS

The following entitled bills were read a third time and passed.

Senate Bill No. 8, An act relating to the taking of lake trout and salmon through the ice from Lake Massabesic.

House Bill No. 39, An act providing for the transfer of certain property to the town of Candia.

House Bill No. 56, An act relating to damages to game.

House Bill No. 109, An act relating to the taking of smelt.

House Bill No. 110, An act relating to the taking of pickerel.

House Bill No. 111, An act relating to the taking of white perch.

On motion of Senator Kelley the Senate adjourned.

WEDNESDAY, FEBRUARY 15, 1933.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Sanborn was granted leave of absence for the day on account of illness.

The Honorable Secretary of State, Enoch D. Fuller, appeared before the Senate and presented the following communication:

STATE OF MAINE

In the Year of our Lord One Thousand Nine Hundred and Thirty-three

JOINT MEMORIAL

*To the Honorable, the Senate and House of Representatives
of the United States of America, in
Congress Assembled:*

We, your Memorialists, the Senate and House of Representatives of the State of Maine, in 86th legislative session assembled, most respectfully present and petition your honorable body as follows:

WHEREAS, the immediate and greatest need of this Nation is to establish a fully employed citizenship, and normally functioning private industry offers the most desirable employment opportunities, and the primary and largest market for American produce and manufactures is found in meeting the wants of the American people, and the necessary employment in supplying these wants belongs first to American workmen; and

WHEREAS, without the free flow of gold, the common medium of international values, the exchange rates of many Nations' currencies have, by application of the law of supply and demand, become divorced from the actual values of those currencies as measured in buying power within the bounds of the Nation issuing the currency; and

WHEREAS, depreciated currency is seriously handicapping American industry, and our foreign markets are stifled, and our domestic industries face destruction by increased imports from depreciated currency Nations; and

WHEREAS, the economic life of the state of Maine is derived from basic industries, such as lumber, fish, pulp, wheat, fruits, coal, cement, and their allied industries, and the very existence of capital, industry, employment, wages and our standards of living are based on the profitable operation of these basic industries; and

WHEREAS, the Nation faces an emergency and the differences in money levels have existed for a long period and have not become adjusted; and

WHEREAS, Nations whose currencies are depreciated are able to ship merchandise into the United States, pay the existing tariffs, accept American currency in payment, and to make a greater profit on their merchandise than if sold in their own markets; and

WHEREAS, such importations from more than forty Nations of the world into the United States under the existing depreciated currency conditions has the effect of not only eliminating all tariff structures, but of enabling such merchandise to be sold at such a low price in the markets of the United States as to handicap and paralyze American industry and increase unemployment, and the industries of the United States are facing bankruptcy and destruction; and

WHEREAS, we believe, that unless this legislation is immediately passed, chaos and ruin threaten the financial and governmental structure of the United States; and

WHEREAS, Congressman Samuel B. Hill of the state of Washington has introduced in the present session of Congress a bill, the official title of which is:

A BILL "To prevent loss of revenue, to provide employment for American labor, and to maintain the industries and agriculture of the United States against the effects of depreciation in foreign currencies"; and

WHEREAS, the delay in enacting this bill into law at the present session of Congress is causing continued and alarming increase in unemployment in our industries, American industry and agriculture are being seriously harmed, and in many instances ruined, by this disastrous new form of competition, which is forcing hundreds of thousands of workmen to sacrifice their jobs; and

WHEREAS, the Government of the United States is being deprived of vast customs revenue under existing conditions; and

WHEREAS, equalization measures must be adopted to preserve American jobs for American workmen;

NOW, THEREFORE, BE IT RESOLVED, that the Senate and House of Representatives of the state of Maine respectfully urge the present Congress now in session, and the President of the United States, to promptly enact into law H. R. 13999; and

BE IT FURTHER RESOLVED, that this Memorial be immediately transmitted by the Secretary of State to the proper officers and committees of the United States Senate and House of Representatives, and a copy sent to each of the Representatives and Senators representing the state of Maine in the United States Congress; and

BE IT FURTHER RESOLVED, that this Memorial be immediately forwarded by the Secretary of State to the legislatures of all the states of the United States requesting that they pass and present similar Memorials to Congress;

And your Memorialists will ever pray.

House of Representatives

Read and Adopted

Sent up for Concurrence

Jan. 31, 1933

HARVEY R. PEASE,

Clerk

In Senate Chamber
Read and Adopted
In Concurrence
Feb. 7, 1933
ROYDEN V. BROWN,
Secretary

UNITED STATES OF AMERICA

STATE OF MAINE

Office of Secretary of State

I, Robinson C. Tobey, Secretary of State of the State of Maine, and custodian of the seal of said State, do hereby certify:

That I have carefully compared the annexed copy of the Memorial to the Congress of the United States, of the Senate and House of Representatives of the State of Maine in Legislature assembled, with the original thereof, and that it is a full, true and complete transcript therefrom and of the whole thereof.

IN TESTIMONY WHEREOF, I have caused the seal of the State to be hereunto affixed. GIVEN under my hand at Augusta, this eighth day of February, in the year of our Lord one thousand nine hundred and thirty-three and in the one hundred and fifty-seventh year of the Independence of the United States of America.

[SEAL]

ROBINSON C. TOBEY,
Secretary of State

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 272, An act relative to the assessment of state and county taxes in unincorporated places and to the apportionment of public taxes.

House Bill No. 203, An act authorizing the town of Northumberland to issue refunding bonds.

House Bill No. 27 (In new draft and new title), An act providing for the reconstruction and maintenance of trunk line and state aided highways by the state highway department; for the adjustment of aid to towns in maintaining Class V highways; and for suspending the appropriation of town funds for the permanent improvement of highways in certain cases.

House Bill No. 311 (In new draft), An act regulating the transportation of poultry.

House Bill No. 316, An act relating to distributing bank taxes.

The message further stated that the House of Representatives had passed the following concurrent resolution in the passage of which it asked the concurrence of the Honorable Senate.

Resolved, That the Honorable Senate be invited to meet the House of Representatives in joint convention at 11:30 o'clock to-day to receive a communication from His Excellency the Governor.

On motion of Senator Doe the Senate voted to concur with the House of Representatives in the adoption of the foregoing concurrent resolution.

READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on the Judiciary,

House Bill No. 203, An act authorizing the town of Northumberland to issue refunding bonds.

On motion of Senator Dickson, the rules were suspended, reference to committee dispensed with and the foregoing entitled bill was read a third time and passed.

To the Committee on Public Improvements,

House Bill No. 27 (In new draft and new title), An act providing for the reconstruction and maintenance of trunk line and state-aided highways by the state highway de-

partment; for the adjustment of aid to towns in maintaining Class V highways; and for suspending the appropriation of town funds for the permanent improvement of highways in certain cases.

To the Committee on Ways and Means,

House Bill No. 272, An act relative to the assessment of state and county taxes in unincorporated places and to the apportionment of public taxes.

House Bill No. 316, An act relating to distributing bank taxes.

To the Committee on Agriculture,

House Bill No. 311 (In new draft), An act regulating the transportation of poultry.

COMMITTEE REPORTS

Senator Alexander, for the Committee on Public Health, to whom was referred,

House Bill No. 6, An act to regulate the sale of Methyl Alcohol, having considered the same, reported the same with the following amendment and recommended its passage.

Amend section 2 of the bill by striking out the words "wood alcohol, methyl alcohol" in the 12th line of said section, so that said section as amended shall read:

2. *Warning Label; Color to be Added.* Further amend said chapter 162 by striking out all of section 52 therein and substituting in place thereof the following: 52. *Warning Label; Color to be added for Automobile Use.* No person shall sell, offer for sale, have in possession with intent to sell, deal in, supply or give away any wood alcohol or methyl alcohol, either crude or refined, under or by whatever name the same may be called or known, or however manufactured, and whether in concentrated or dilute form, unless the container in which the same is sold, delivered, offered for sale, possessed for sale, dealt in, supplied, or given away shall bear a label or tag with the following conspicuously printed in red thereon, viz:

(Skull and cross-bones symbol)

WARNING--Methanol is a violent poison. It cannot be taken internally without inducing blindness and general physical decay with death resulting either soon or ultimately. Inhalation of its vapors or prolonged contact with the skin are to be avoided. Its use in any article of food, beverage or medicinal or toilet preparation for human use internally or externally is unlawful.

Provided, that where wood alcohol or methyl alcohol is added by the vendor direct to the radiator of an automobile, the labeling here stipulated shall not be required. Provided further, that no person shall sell, offer for sale, have in possession with intent to sell, deal in or supply any wood alcohol or methyl alcohol, offered or intended for automobile, or for other than industrial use, unless the said alcohol has had added to it a dye, such as to impart a conspicuous color.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at two o'clock.

Senator Alexander, for the Committee on Public Health, to whom was referred,

House Bill No. 7, An act relating to the conservation of the purity and safety of public water supplies.

House Bill No. 11, An act relating to plans for water sewerage systems, and to auxiliary water supplies.

House Bill No. 12, An act relating to the enforcement of public water supply regulations.

House Bill No. 60, An act defining beverages and beverage concentrates, and providing for forfeitures.

Having considered the same, reported the same without amendments and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

Senator Heald, for the Committee on Agriculture, to whom was referred,

House Bill No. 97, An act changing the name of Cow Island, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator George, for the Committee on the Judiciary, to whom was referred,

House Bill No. 62, An act relating to speed of self propelled vehicles at railroad crossings.

House Bill No. 71, An act relating to assignments for the benefit of creditors.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

Senator George, for the Committee on the Judiciary, to whom was referred,

Senate Bill No. 7, An act relating to the regulation of small loans, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

Senator McLean moved that the bill with the recommendation of the committee pending, be laid upon the table and made a special order for Tuesday, February 21st, at 11:01 o'clock.

(Discussion ensued)

On a *viva voce* vote the motion was lost.

The question being stated:

Shall the bill be read a third time?

On a *viva voce* vote the bill was ordered to a third reading this afternoon at two o'clock.

(Recess)

(See House Proceedings)

On motion of Senator Cole the following resolution was adopted:

Resolved, That the rules be suspended and all business in order for this afternoon at two o'clock be made in order at the present time.

THIRD READINGS

The following entitled bills were read a third time and passed.

House Bill No. 6, An act to regulate the sale of methyl alcohol.

House Bill No. 7, An act relating to the conservation of the purity and safety of public water supplies.

House Bill No. 11, An act relating to plans for water and sewerage systems, and to auxiliary water supplies.

House Bill No. 12, An act relating to the enforcement of public water supply regulations.

House Bill No. 60, An act defining beverages and beverage concentrates, and providing for forfeitures.

House Bill No. 97, An act changing the name of Cow Island.

House Bill No. 62, An act relating to speed of self-propelled vehicles at railroad crossings.

House Bill No. 71, An act relating to assignments for the benefit of creditors.

Senate Bill No. 7, An act relating to the regulation of small loans.

On motion of Senator Kelley, the Senate adjourned.

THURSDAY, FEBRUARY 16, 1933.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Sanborn was granted leave of absence for the day on account of illness.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 219, An act relative to annual town reports.

House Bill No. 265, An act to enable the Preachers Aid Society of the New England annual conference of the Methodist Episcopal Church to qualify as trustee under the will of Ella Sargent Albin.

House Bill No. 326, An act relating to use of slugs or false tokens in slot machines.

The message further stated that the House of Representatives had passed the following concurrent resolution in the passage of which it asked the concurrence of the Honorable Senate.

Resolved, That the New Hampshire Legislature reverently thanks Almighty and Merciful God for sparing the life of our President-Elect Franklin D. Roosevelt.

On motion of Senator Martel, the Senate concurred with the House of Representatives in the passage of the foregoing concurrent resolution.

READ AND REFERRED

The following entitled bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on Towns and Counties,

House Bill No. 219, An act relative to annual town reports.

To the Committee on Claims and Corporations,

House Bill No. 265, An act to enable the Preachers Aid Society of the New England annual conference of the Methodist Episcopal Church to qualify as trustee under the will of Ella Sargent Albin.

To the Committee on the Judiciary,

House Bill No. 326, An act relating to use of slugs or false tokens in slot machines.

COMMITTEE REPORTS

Senator Whitcomb, for the Committee on Ways and Means, to whom was referred

House Bill No. 58, An act to establish a new apportionment for the assessment of public taxes, having considered

the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Gale, for the Committee on Public Improvements, to whom was referred

House Bill No. 38, An act relating to the naming of the highway extending from Gilead, Maine, to Lancaster, N. H., having considered the same, reported the same with the following amendment and recommended its passage.

Amend section 1 by striking out the whole of said section and inserting in place thereof the following:

1. *Presidential Highway.* The highway beginning at its intersection with the Daniel Webster highway in the town of Lancaster and passing through the towns of Jefferson, Randolph and Gorham to the intersection with the East Side highway in the town of Gorham shall be designated as the Presidential Highway.

Amend the title of said bill by striking out the words "Gilead, Maine" and inserting in place thereof the word Gorham so that said title as amended shall read as follows: An act relating to the naming of the highway extending from Gorham to Lancaster, New Hampshire.

The report was accepted.

The question being stated:

Shall the recommendation of the Committee be adopted?

(Discussion ensued)

On a *viva voce* vote the negative prevailed.

Senator Kelley demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Kelley, Dickson, Houghton, Bouthillier, Martel, Doe, Calef and Dale.

The following named Senators voted in the negative: Senators McLean, Gale, Quimby, Alexander, Whitcomb, Chesley, Heald, Steele, George, Jacobson, Murphy, Cole and Bixler.

Nine Senators having voted in the affirmative and twelve

Senators having voted in the negative, the negative prevailed and the motion was lost.

The question being stated:

Shall the bill be read a third time?

On a *viva voce* vote the affirmative prevailed and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Steele served notice to the Senate that on tomorrow or some subsequent date he would ask for a reconsideration of the vote whereby the foregoing entitled bill was ordered to a third reading.

Senator Dale, for the Committee on Revision of Laws, to whom was referred

House Bill No. 92, An act relating to the charter of the Gordon Nash Library in New Hampton.

House Bill No. 253, An act to prohibit the posting of political advertisements on trees.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

Senator Martel, for the Committee on Fisheries and Game, to whom was referred

House Bill No. 177, An act to prohibit the use of carp and gold fish as live bait, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Martel, for the Committee on Fisheries and Game, to whom was referred

House Bill No. 165, An act relating to the taking of smelt, having considered the same, reported the same with the following resolution.

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

On motion of Senator Jacobson, the rules were so far suspended as to permit the introduction of a committee report not previously advertised in the journal.

Senator Jacobson, for the Committee on Revision of Laws, to whom was referred

Senate Bill No. 6, An act to amend Section 22, Chapter 42, of the Public Laws of New Hampshire, regarding trust funds for water and sewer districts, having considered the same, reported the same with the following amendment and recommended its passage.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An act relating to investment of town trusts funds.

Amend Section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Town Trust Funds.* Amend Section 22, Chapter 42 of the Public Laws, as amended by Chapter 100 of the Laws of 1929, by striking out the word "and" in the sixth line and by inserting after the word "district" in the same line the words, water and sewer district, so that said section as amended shall read as follows: 22. *Custody; Investments.* The trustees shall have the custody of all trust funds held by their town. The funds shall be invested only by deposit in some savings bank or in the savings department of a national bank or trust company in this State, or in bonds, notes or other obligations of the United States government, or in state, county, town, city, school district, water and sewer district bonds and the notes of towns or cities in this state; and when so invested the trustees shall not be liable for the loss thereof. The trustees may retain investments as received from donors, until the maturity thereof.

Further amend said bill by adding after Section 1 the following new section:

2. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, amendment adopted, and the bill as amended ordered to a third reading this afternoon at two o'clock.

On motion of Senator George, the rules were so far suspended as to permit the introduction of committee reports not previously advertised in the journal.

Senator Martel, for the Committee on Fisheries and Game, to whom was referred

House Bill No. 140, An act relating to the sale of deer, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Martel, for the Committee on Fisheries and Game, to whom was referred

House Bill No. 207, An act changing the name of Tom pond in the town of Warner to Dimond lake, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator George, for the Committee on Engrossed Bills, to whom was referred House Bill No. 109, An act relating to the taking of smelt, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend the title of the bill by striking out the same and inserting in place thereof the following:

An act to prohibit the taking of smelt from the tributaries of Merrymeeting lake.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Taking Prohibited*. All persons are prohibited from taking smelt by any means from the tributaries of Merrymeeting lake in the town of New Durham for a period of six years from the passage of this act.

2. *Penalty*. Whoever violates any provision of this act shall be fined ten dollars.

3. *Takes Effect*. This act shall take effect April 1, 1933.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator George, for the Committee on Engrossed Bills, to

whom was referred House Bill No. 110, An act relating to the taking of pickerel, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Taking Pickerel, Middleton Reservoir.* Amend paragraph 1 of Section 11 of Chapter 200 of the Public Laws, as inserted by Chapter 65 of the Laws of 1931, by inserting after the word "Durham" in the seventh line the words, Middleton reservoir in Middleton, so that said paragraph as amended shall read as follows: 1. Pickerel of any size and in any quantity may be taken and possessed at any time, from Sunapee lake, Crystal lake in Enfield, Tewksbury pond in Grafton, Elbow pond in Woodstock, Partridge lake in Lyman and Littleton, Pearl lake in Lisbon, Ogontz lake, Dodge pond, Round pond and Flag pond in Lyman, Ellsworth pond in Ellsworth, Merrymeeting lake in New Durham, Middleton reservoir in Middleton, Scobie's pond in Derry and Londonderry, Big Dan Hole pond in Ossipee and Tuftonboro, Mason pond in Orford, Rocky pond in Wentworth, Armington pond and Lake Tarleton in Piermont, Newfound lake in the towns of Hebron, Bridgewater, Bristol and Alexandria, Highland lake, Elbow pond and Bradley pond in Andover, Spofford lake in Chesterfield, Spectacle pond in Groton and Hebron, Rust pond in Wolfeboro, Mirror lake in Tuftonboro, Stinson lake in Rumney, Town Line pond in the towns of Dorchester and Wentworth, Trout pond in the town of Dorchester and Lamphrey pond in the town of Orford, and in the Contoocook river from the Cheshire Mill pond outlet in Jaffrey to the Merrimack river, all waters of Coos county and all other streams in the state inhabited by trout, except Merrimack river, Powwow river, Winnipiesaukee river, and Pemigewasset river.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator George, for the Committee on Engrossed Bills, to

whom was referred House Bill No. 56, An act relating to damages to game, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An act relating to field trials for self-hunting dogs.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Field Trials.* Amend Section 36 of Chapter 150 of the Public Laws by striking out the word "December" in the fourth line and inserting in place thereof the word October, and by adding after the word "year" in said fourth line the following: Provided that any organized club may hold an American Kennel Club licensed or sanctioned field trial on game which is otherwise protected. Said club shall secure permission from the owner of the land on which said trial is to be held and shall notify the fish and game commissioner, at least two weeks in advance, of the date and place of the trial, so that said section as amended shall read as follows:

36. *Dogs at Large.* It shall be unlawful for the owner or custodian of any self-hunting dog to permit such a dog to run at large in territory inhabited by game birds or quadrupeds, or on lands where sheep are pastured, between April first and October first of any year. Provided that any organized club may hold an American Kennel Club licensed or sanctioned field trial on game which is otherwise protected. Said club shall secure permission from the owner of the land on which said trial is to be held and shall notify the fish and game commissioner, at least two weeks in advance, of the date and place of the trial. Whoever violates the provisions of this section shall be fined not more than twenty dollars.

2. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator George, for the Committee on Engrossed Bills, to

whom was referred House Bill No. 111, An act relating to the taking of white perch, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Middleton Reservoir.* Amend Section 10, Chapter 200 of the Public Laws, as amended by Chapter 53 of the Laws of 1931, by adding at the end of said section the following: Provided that white perch of any size may be taken from Middleton reservoir from June first to November first but no person shall take a total of more than twenty such white perch in any one day from said reservoir, so that said section as amended shall read as follows: 10. *White Perch.* White perch not less than seven inches in length may be taken from June first to November first. A person may take a total of not more than ten pounds of white perch in one day. Provided that white perch of any size may be taken from Middleton reservoir from June first to November first but no person shall take a total of more than twenty such white perch in any one day from said reservoir.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and resolution:

House Bill No. 39, An act providing for the transfer of certain property to the town of Candia.

House Bill No. 97, An act changing the name of Cow Island.

House Bill No. 161, An act legalizing the proceedings of the biennial election held at Seabrook on November 8, 1932.

House Joint Resolution No. 60, Joint resolution in favor of Guy S. Neal and others.

HAVEN DOE,
For the Committee.

INTRODUCTION OF BILL

Senator Alexander, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Public Health.

Senate Bill No. 20, An act relating to remedial care for injured employees.

On motion of Senator Cole, the following resolution was adopted:

Resolved, That the rules be so far suspended as to allow all business in order for this afternoon at two o'clock to be made in order at the present time.

THIRD READINGS

The following bills were read a third time and passed.

Senate Bill No. 6, An act relating to investment of town trust funds.

House Bill No. 58, An act to establish a new apportionment for the assessment of public taxes.

House Bill No. 92, An act relating to the charter of the Gordon Nash Library in New Hampton.

House Bill No. 177, An act to prohibit the use of carp and gold fish as live bait.

House Bill No. 253, An act to prohibit the posting of political advertisements on trees.

On motion of Senator Murphy, the following resolution was adopted.

Resolved, That when the Senate adjourns this morning it adjourn to meet tomorrow morning at 9:00 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7:30 o'clock.

On motion of Senator Kelley, the Senate adjourned.

FRIDAY, FEBRUARY 17, 1933.

The Senate met according to adjournment.

Senator George having assumed the Chair, read the following communication:

Peterboro, N. H., February 17, 1933.

SENATOR GEORGE:

Please preside for me at this morning's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator George declared the Senate adjourned.

MONDAY, FEBRUARY 20, 1933

The Senate met according to adjournment.

Senator Chesley having assumed the Chair, read the following communication:

Peterboro, N. H., February 20, 1933.

SENATOR CHESLEY:

Please preside for me at this evening's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator Chesley declared the Senate adjourned.

TUESDAY, FEBRUARY 21, 1933.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Whitcomb was granted leave of absence for the day on account of important business.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 163, An act relative to zoning board of adjustment.

House Bill No. 174, An act relating to the taking of brook trout in Big and Little Diamond pond, Stewartstown and Nathan pond, Dixville.

House Bill No. 210, An act relating to exemption from taxation of property owned by the blind.

House Bill No. 212, An act relating to optometry.

House Bill No. 360, An act relative to Hillsborough County bonds.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following bill.

House Bill No. 6, An act to regulate the sale of methyl alcohol.

READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on the Judiciary,

House Bill No. 163, An act relative to zoning board of adjustment.

House Bill No. 210, An act relating to exemption from taxation of property owned by the blind.

House Bill No. 212, An act relative to optometry.

House Bill No. 360, An act relative to Hillsborough County bonds.

On motion of Senator Jacobson, the rules were suspended, printing and reference to committee dispensed with, and the foregoing entitled bill was read a third time and passed.

To the Committee on Fisheries and Game,

House Bill No. 174, An act relating to the taking of brook trout in Big and Little Diamond pond, Stewartstown and Nathan pond, Dixville.

COMMITTEE REPORTS

Senator Jacobson, for the Committee on Revision of Laws to whom was referred

House Bill No. 160, An act relating to the transfer of motor boat registrations.

House Bill No. 194, An act relating to the taxation of personal estate.

House Bill No. 223, An act amending the charter of the New Hampshire Congregational Conference and changing the name of the said corporation.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

Senator Heald, for the Committee on Insurance, to whom was referred

House Bill No. 127, An act relating to benefits payable by fraternal benefit societies on lives of children.

House Bill No. 120, An act relating to fees and the service of process on the Insurance Commissioner.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

Senator Doe, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 11, An act relating to plans for water and sewerage systems, and to auxiliary water supplies, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended that the bill as amended ought to pass.

Amend Section 2 of said bill by striking out the words "of health" in the third line.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Doe, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 7, An act relating to the conservation of the purity and safety of public water supplies, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the first three lines of said section and inserting in place thereof the following:

1. *Hearing and Order; Penalty.* Amend Chapter 141 of the Public Laws by adding after Section 19 the following new section: 19-a. *Power to Require Improvements.*

Further amend said Section 1 by striking out the word "other" before the "person" in the tenth line.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Doe, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 12, An act relating to the enforcement of public water supply regulations, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the first three lines of said section and inserting in place thereof the following:

1. *Enforcement of Regulations.* Amend Section 15 of Chapter 141 of the Public Laws by adding at the end thereof the following; in co-operation with the state board. In the case of

Further amend said Section 1 by striking out the word "where" in the sixth line and inserting in place thereof the word, when.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Doe, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 60, An act defining beverages and beverage concentrates, and providing for forfeitures, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend said bill by striking out Section 1 and inserting in place thereof the following:

1. *Definitions.* Amend Chapter 137 of the Public Laws by adding to the subdivision entitled "Manufacture and Sale of Beverages" before Section 9 the following new section: 8-a. *Beverages and Beverage Concentrates.* The term "beverage" as used in this subdivision shall include all still and carbonated drinks; fruit juices and all beverages compounded therefrom; all bottled waters, whether for medicinal or table use; and all packaged liquids intended for use in the manner of drink. Milk and unmixed products thereof, and fruit juices and waters retailed exclusively by the producer or manufacturer direct, are not included. The term "beverage concentrate" as used in this subdivision shall include all concentrated fruit juices, fruit-flavored and other syrups, and compounds and mixtures in concentrated form, put up in packages for retail sale and which are intended as a basis for the preparation of a beverage through the addition of water or milk with or without the addition of sugar and/or other auxiliary substances. Flavoring extracts for general culinary use are not included.

2. *Beverages, Manufacture of.* Amend Section 9 of said Chapter 137 by striking out the same and inserting in place thereof the following: 9. *License Required.* No person, firm or corporation shall, within the state, put up for sale in package form any beverage without having obtained a license, to be issued by the state board of health.

Further amend said bill by renumbering Section 2 to read Section 3 and renumbering Section 3 to read Section 4.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Doe, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 62, An act relating to speed of self-propelled vehicles at railroad crossings, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An act relating to the operation of motor vehicles at railroad crossings.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Doe, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 92, An act relating to the charter of the Gordon-Nash library in New Hampton, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Gordon-Nash Library.* Section 2 of Chapter 193 of the Laws of 1887, as amended by Chapter 175 of the Laws of 1895, Chapter 339 of the Laws of 1913 and Chapter 198 of the Laws of 1923, is hereby amended by striking out the words "one hundred fifty" and inserting in place thereof the words, two hundred, so that said section as amended shall read as follows: Sect. 2. Said corporation shall have power to hold by devise, grant, purchase, or otherwise, real and personal estate, not exceeding two hundred thousand dollars in value.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Doe, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 177, An act to prohibit the use of carp and so-called goldfish as live bait, having considered the same, reported the same under joint rule No. 6 with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the first four lines thereof and inserting in place thereof the following:

1. *Live Bait.* Amend Chapter 200 of the Public Laws by adding after Section 31 the following new section: 31-a. *Bait Prohibited.*

The report was accepted, amendment adopted and the bill

as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Doe, for the Committee on Engrossed Bills, to whom was referred House Bill No. 203, An act authorizing the town of Northumberland to issue refunding bonds, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend Section 3 of said bill by striking out the word "Act" in the second line and inserting in place thereof the word Statute.

The report was accepted, amendment adopted, and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

INTRODUCTION OF BILLS

Senator Alexander, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Public Health, Senate Bill No. 21, An act to cause toilet and disinfectant preparations to be subject to the false labeling provisions of the food and drug law.

Senator Foley, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill, which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary, Senate Bill No. 22, An act to regulate charges by public utilities.

On motion of Senator Cole, the following resolution was adopted.

Resolved, That the rules be suspended and all business in order for this afternoon at two o'clock be made in order at the present time.

THIRD READINGS

The following entitled bills were read a third time and passed.

House Bill No. 120, An act relating to fees and the service of process on the insurance commissioner.

House Bill No. 127, An act relating to benefits payable by fraternal benefit societies on lives of children.

House Bill No. 160, An act relating to the transfer of motor boat registrations.

House Bill No. 194, An act relating to the taxation of personal estate.

House Bill No. 223, An act amending the charter of the New Hampshire Congregational Conference and changing the name of the said corporation.

On motion of Senator Dickson, the Senate adjourned.

WEDNESDAY, FEBRUARY 22, 1933.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 9, An act to incorporate the Cheshire County Humane Society.

House Bill No. 49, An act relating to pay of jurors.

House Bill No. 24, An act relating to the taking of smelt.

House Bill No. 179, An act in relation to the salary of the justice of the municipal court of Franklin.

House Bill No. 342, An act relating to soldiers aid.

House Bill No. 304, An act relating to prison labor.

House Bill No. 218, An act relating to the registration of motor vehicles by non-residents.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills.

House Bill No. 56, An act relating to damages to game.

House Bill No. 109, An act relating to the taking of smelt.

House Bill No. 111, An act relating to the taking of white perch.

The Honorable Secretary of State, Enoch D. Fuller appeared before the Senate and presented the following report.

REPORT OF THE NEW HAMPSHIRE SHORE AND BEACH PRESERVATION AND DEVELOPMENT COMMISSION

REPORT OF COMMISSION

To the Honorable John C. Winant, Governor of New Hampshire

The Honorable Council

The Honorable Senate

The House of Representatives

GREETINGS:

Pursuant to the authority conveyed in the laws creating the New Hampshire Shore and Beach Preservation and Development Commission, the members of the Commission have performed duties in accordance thereto and herewith submit the following report for the years 1931-32.

Believing that the solving of the erosion problem was paramount and primary to any commercial development, the work of the Commission has been confined to co-operation with the Federal Government in a study of the erosion conditions existing at Hampton Beach.

By the terms of the Congressional enactment creating the Federal Erosion Board, co-operation between the National and State agencies is carried on by the Engineer of the State Commission, William A. Grover, C.E., of Dover, N. H., and through him has come to this commission a complete summary of a year's work of the engineers of the War Department with maps, graphs, tables, plans and estimates, recommendations, etc. All of this data the Commission has placed

on file in the Highway Department where they are accessible to interested parties.

Various meetings of the members of the Commission have been held and the duties therein defined faithfully attended to.

Approval of the plan which the Federal Erosion Board recommended has been adopted and so recorded.

There are now pending in the Congress of the United States two measures; the first, a general one known as the Putphin bill which will enable the Government to grant financial aid in the construction of erosion remedies recommended by engineers of the War Department, the present laws permitting Federal financial aid only where navigation and commerce are of sufficient importance to warrant expenditure.

The second measure is the Rogers bill providing aid for the Hampton project.

From these measures the commission hopes eventually to receive the much needed Federal aid.

In the event of Federal aid denied or long deferred, the members of the Commission see but one feasible method of putting into effect the recommendations of the Federal Erosion Board. We believe that the harbor work, including jetties, etc., the river stabilization and bridge erection should be made a single project with a toll levy upon users of the bridge sufficiently large to pay the whole cost in a term of years.

The Commission, therefore, while concurring in the findings of the Erosion Board, believes that the entire undertaking should be attempted only upon its being made a self-liquidating project.

Time, however, is important. The section of the coast involved is rapidly disappearing and if the southern extremity of Hampton Beach is to be preserved, definite steps to begin remedial work must be taken by the Legislature at the 1933 session.

Reports of the commission's engineer and the Federal Ero-

sion Board are made a part of the report and are appended herewith.

Respectfully submitted,
GEO. H. MOSES, *Chairman*
GEORGE ASHWORTH, *Vice Chairman*
CHARLES FRANCIS ADAMS, *Secretary*
WM. A. GROVER, *Engineer*
ERNEST G. COLE
FRED L. WEARE
FREDERIC E. EVERETT

To the New Hampshire Shore and Beach Preservation and
Development Commission:

GENTLEMEN:

In accordance with the provisions of the National Erosion Board, your engineer has the honor to transmit to the members of this Commission the report of the said National Erosion Board summarizing the work of the engineers of the War Department, who, under the direction of Colonel Park of the Boston District, made an exhaustive study of the erosion problem at Hampton Beach during the year 1932, and the board's recommendations thereto.

Through co-operation of your engineer with the War Department through the District Engineer in Boston, and later with the Erosion Board at Washington, it was definitely established that to be effective a very considerable amount of work must be done.

The success of the undertaking is dependent upon the stabilization of the outlet to Hampton River. By reference to the plans and charts accompanying the report of the Erosion Board (on file at the State Highway Department in Concord) it will be seen that very substantial structures are thought to be required. Also a hydraulic fill is thought necessary to the north (or Hampton River side) of the north jetty. The total cost of these features is estimated at \$610,000. This does not include any costs for the contemplated bridge, the fill for the approaches to same nor the revetments. Your engineer is of the opinion that the costs are higher than present prices would indicate but are in accord

with the usual costs. Adding to the estimates of the Erosion Board the cost of a new bridge and approaches would bring the entire undertaking to about one million dollars.

Respectfully submitted,

W. A. GROVER, C.E.

Engineer

REPORT OF FEDERAL EROSION BOARD

WAR DEPARTMENT

Office of the Chief of Engineers
Washington

September 12, 1932

Mr. Wm. A. Grover
State Highway Department
State House
Concord, N. H.

DEAR SIR:

There is enclosed herewith a copy of the report, together with accompanying papers on the studies and investigations of beach erosion at Hampton Beach, N. H., made by the Beach Erosion Board in co-operation with the State of New Hampshire.

For the Chief of Engineers:

Very respectfully,

(Sig. of) MALCOLM ELLIOTT,

Major, Corps of Engineers

WAR DEPARTMENT, BEACH EROSION BOARD

Washington, D. C.,

July 15, 1932.

Subject: Shore Protection at Hampton Beach, New Hampshire.

To: The Chief of Engineers, U. S. Army.

SYLLABUS

The Beach Erosion Board, appointed by Paragraph 4, Special Orders No. 72, Office of the Chief of Engineers, Sep-

tember 18, 1930, is of the opinion that a north and a south jetty are essential to prevent the further serious erosion of the southern end of Hampton Beach and for the fixation and improvement of the inlet channel. It recommends (a) for the protection of the southern end of Hampton Beach, and incidentally, for reclaiming land between the jetty and the beach, a north jetty and a sand fill at an estimated cost of \$346,000 and (b) for the fixation and improvement of the inlet channel, a south jetty at an estimated cost of \$264,000.

1. The Beach Erosion Board, appointed by Paragraph 4, S. O. No. 72, Office, Chief of Engineers, September 18, 1930, under authority contained in Section 2 of the River and Harbor Act of July 3, 1930, submits the following report on a study made in co-operation with the State of New Hampshire of the conditions in the vicinity of Hampton Beach, New Hampshire, with a view to determining the location and type of structures best adapted to protect the shoreline from erosion and to stabilize the inlet into Hampton Harbor. Formal application for the investigation was made on March 15, 1931, by the New Hampshire Highway Department, the official State agency, and the study was authorized by the Chief of Engineers by indorsement dated May 15, 1931 (E.D. 6608-36). The cost of the study was \$7,000.00, one-half of which was paid by the State.

2. The study was made by the district engineer at Boston under the direction of the Board, and his report dated April 1, 1932, with appendices and maps is forwarded herewith, also additional plans and estimates dated June 25, 1932. The locality has been visited at intervals by various members of the Board, and on May 12, 1932, the Board convened at Hampton Beach for final study and discussion. Except as to the north jetty, the Board agrees in general in the conclusions and recommendations contained in the report of the district engineer.

3. The study included the following features:

- (a) A historical study of the changes in the beach and shore location that have occurred and are occurring at the present time.

- (b) A survey of the area in the vicinity of the entrance to Hampton Harbor and a determination of the area of the harbor.
- (c) A series of borings to determine the depth and position of bed rock in this vicinity.
- (d) The determination of the discharge of Hampton Harbor.
- (e) A determination of tidal heights at the inlet and within the harbor.
- (f) Observations on the movements of sub-aqueous floats to determine the direction and velocity of the currents within the harbor and in the vicinity of its entrance.

4. *Location and General Description.* Hampton Beach lies in the southeast corner of New Hampshire about 2 miles north of the Massachusetts line (see Sheet 1). It is a typical barrier beach consisting of a low strip of sand, averaging about 400 yards in width, separating the salt marsh from the ocean. It extends about $1\frac{1}{2}$ miles in a southerly direction from a glacial drumlin known as Great Boar's Head to the inlet to Hampton Harbor. South of the inlet a similar beach extends to the mouth of the Merrimack River; the portion to the north of the New Hampshire-Massachusetts line being called Seabrook Beach and that south of the line, Salisbury Beach.

5. Hampton Harbor is a shallow estuary into which flows Hampton River (formed by the confluence of Taylor and Hampton Falls Rivers) and several small streams which drain a large area of salt marsh. The fresh water run-off from the area of about 50 square miles which drains into the harbor is, in times of normal flow, negligible compared to the flow of salt water into and out of it. At mean high water the marsh islands in the harbor are partly covered, while at high water of spring tides a fairly wide strip of the marsh bordering the harbor is flooded.

6. The Hampton River Toll Bridge, built in 1902, crosses the inlet to the harbor about 600 yards from its mouth. It is of wooden trestle construction, 4600 feet long, and has a

draw which was put in working condition in September, 1931, after having been out of order for at least ten years. Motor boats are the only craft which habitually use the harbor and in the season of 1931 all except one of these could get under the bridge at all stages of the tide with the draw closed. The floor of the bridge is 20 feet above mean low water while the drawspan has a horizontal clear channel span of 29 feet, and a vertical clearance of 14 feet at mean low water.

7. The population of Hampton Beach in winter is small, averaging about 50 families, but the summer population is estimated at about 20,000. Its proximity to several thickly populated cities and its natural attractions make it a very popular summer resort. As in the case of many other beaches along the Atlantic coast, the use of the automobile has increased the ease with which people from nearby cities can reach it, and it has developed rapidly during the past 20 years. In 1931 the assessed valuation was \$3,300,135. The development of the south end of the beach followed closely the accretion that was then taking place in that section—an accretion which was, unfortunately, shortly followed by erosion which has continued to the present time.

8. Available maps of sufficient accuracy to indicate definitely changes in the beach and shore line are limited to those made at infrequent intervals since 1855 by the U. S. Coast & Geodetic Survey, the U. S. Geological Survey and the New Hampshire State Highway Department. A British Admiralty chart map published in 1776, while not definitely oriented, is considered of sufficient accuracy to determine the general location of the entrance at that time. The information secured from these charts is shown on Sheets Nos. 3 and 4, district engineer's report, and on Plate I, prepared in the office of the Board. It is unfortunate that more determinations of the low water lines are not available and that the intervals between the surveys are such as not to permit the changes to be followed in detail. Apparently four major movements of the inlet have occurred—

- (1) As shown by the 1776 chart, it was then south of Beckman's and White Rocks.

- (2) In 1855 it was north thereof but south of Gun Rock, whence it branched, one channel going easterly north of White Rocks and the other northeasterly on both sides of Town Rocks. In 1870 the most northerly limit was apparently reached and the low water channel was then wholly west of Town Rocks.
- (3) In 1912 the inlet was again south of Beckman's and White Rocks and was apparently in the most southerly location of record. The time of break through is not definitely shown. In 1886, the high water line was south of these rocks, but the low water line is not shown on the chart.
- (4) After 1912 the channel broke through north of these rocks and gradually widened to the northward. By 1931 Seabrook Beach was again tied to these rocks.

Accompanying and forming part of these movements, the sand spit at the southerly end of Hampton Beach has shifted over a large area extending about 2500 feet in an east-west direction and about 1700 feet in a north-south direction, while the sand spit at the northerly end of Seabrook Beach has moved over an equally large area. Stated briefly, Hampton Beach and Seabrook Beach have alternately been anchored to Beckman's and White Rocks.

9. The real development of Hampton Beach as an important summer resort coincided with the extension of the beach southward in the period preceding 1912, by which time this new section had been built up as far south as Beckman's Rock, and streets, sidewalks, and a sewer system had been constructed. When, shortly thereafter, the northerly movement of the inlet began, these improvements were gradually destroyed. By March, 1931, 201 building lots comprising 51 acres had been washed away and approximately 100 houses had either been moved or destroyed. During the severe northeast storm of March 4, 1931, which was accompanied by a very high tide, 50 lots were washed away, 18 houses destroyed and 9 houses moved back in time to prevent their destruction.

10. The rapidity with which this erosion has been taking

place during recent years is indicated by the varying distances that the high water line has moved back during the years indicated:

1912 to 1915.....	1,800 feet
1915 to 1926.....	650 feet
1926 to 1928.....	180 feet
1928 to 1931.....	350 feet, over 200 feet of which occurred between 1930 and 1931, and mainly in the storm of March 4, 1931.

These measurements were made at points of maximum loss. The net result was that the southerly 2000 feet of the beach measured northerly from White Rocks was lost and the recession westerly from a point about 1000 feet south of Exeter Avenue was 1800 feet. It may be noted, however, that the erosion has not yet extended as far as it did in 1855 and 1886 when the shoreline was back of its present location.

11. Efforts made by the town authorities to stop this erosion were unsuccessful. A pile breakwater substantially parallel to the shore and two concrete breakwaters, the remains of which are shown on Sheet 2, were constructed at a cost of over \$100,000. Apparently the pile breakwater was not completed by the addition of rock as originally proposed, and the indications are that the concrete breakwaters were defective either in design or construction and failed by undermining of the foundations. It is also stated that, while the town officials were thus attempting to prevent erosion, this had been increased by removing sand from the beach front for various purposes, and that this practice continues in spite of police regulations to the contrary. It is clearly essential that this practice should be stopped.

12. *Recent Shore Line Changes.* A topographic and hydrographic survey of the vicinity of the entrance to Hampton Harbor was made in July, 1931, the results of which are shown on Sheets 1 and 2. The horizontal and vertical con-

trol was carried out very accurately and a number of concrete monuments and heavy wooden stakes set. The horizontal control was tied into the U. S. Coast and Geodetic Survey triangulation system and the vertical control was based on three bench marks established by that department. In connection with that survey, the profiles AA to NN as shown on Sheet 1 were taken. All of these profiles, except LL, MM, and NN, were first taken in July and observations were repeated thereafter from August 1st to November 30th at intervals of 20 days. Until October 1st, those on the ocean front were carried to a depth of at least 15 feet below mean low water, and after that time to mean low water only. These key profiles were supplemented at the south end of Hampton Beach by 10 profiles spaced 100 feet apart between and parallel to profiles GG and HH. These 10 profiles were remeasured at intervals of 20 days from July 8th to October 1st. In order to correlate the changes indicated by these profiles, the topographic and hydrographic survey made in July was repeated in September. In addition aerial photographs were taken from which uncontrolled mosaics were made.

13. While profiles AA, BB, CC, and DD, north of Haverhill Avenue showed considerable rearrangement of sand in each profile, the net results showed no appreciable loss or gain (Sheet No. 2). In profiles EE and FF there was some accretion between the low water and high water lines and mainly on the north side, probably due to the short low rock piles at Exeter, Dover and Concord Avenues. Practically no change was noted at GG. Profiles HH and II and the supplemental profiles between GG and HH showed a steady erosion at the crest of the beach and the high water line. At Exeter Avenue the high water line was pushed back 90 feet between July 8th and November 4th and four cottages had to be moved. It was also noted that although the large shoal area extending from the south end of Hampton Beach to and beyond Town Rocks is nearly level and changed but little during the period of observation, rather rapid changes occurred in the sand ridge bordering the low water line on

the northerly side of the channel and west of Town Rocks, and that the net result was the building up of this ridge and its extension in length toward Town Rocks. On the south side of the inlet at profile JJ the high water line moved out about 60 feet but erosion occurred on either side so that there was no substantial change along the section of the shore from Beckman's Rock to the bridge. At profiles KK, LL, and MM, south of White Rocks no substantial changes occurred. At profile NN across the inlet at the bridge a small increase in cross sectional area occurred, caused by erosion on both sides depths. A study of substantial change along the section of the shore from Beckman's Rock to the bridge. At profiles KK, LL, and MM, south of White Rocks no substantial changes occurred. At profile NN across the inlet at the bridge a small increase in cross section area occurred, caused by erosion on both sides but with no increase in depths. A study of the contours and typical profiles in Hampton Harbor from the July and November hydrographic surveys shows considerable shifting of sand, with apparently a slight excess of accretion.

14. These observations were made during the part of the year in which comparatively calm weather prevails, and while there were a number of storms none were really severe. The indications therefrom are that at present in ordinary weather—

- (a) The front of Hampton Beach as far south as Haverhill Avenue changes little;
- (b) From Haverhill Avenue to the inlet, namely Exeter Avenue, there is no erosion and even a slight accretion due to the effect of the three rock piles;
- (c) The greatest erosion takes place at the south end of the beach, particularly at Exeter and River Avenues;
- (d) The south shore between Beckman's Rock and the bridge changes little, the changes observed being in the shape of the shoreline rather than in excess of erosion over accretion or the reverse;
- (e) The front of Seabrook Beach south of White Rocks changes little;

- (f) The sands of Hampton Harbor are constantly shifting, the net result being a slight accretion.

The indications as to the present tendencies appear to be substantiated by a comparison of the 1928 and 1931 low water and high water lines, except that in the severe northeast storm of March 4, 1931, erosion extended above Haverhill Avenue. It is also noted that during this three-year period the low water line east of Town Rocks has moved shoreward about 800 feet.

15. *Tidal Ranges.* Tidal ranges as determined during the survey by an automatic tide gauge located at the bridge, and from observations of the U. S. C. and G. S. in 1928, are as follows: referred to the plans of mean low water—

Highest high water June 22–November 28, 1931 9.8 feet

Mean high water..... 8.3 feet

Lowest low water..... 1.0 feet

Maximum still water level in storm tides in

Hampton Harbor as determined by locally

authenticated marks.....12.0 feet

16. *Borings.* Borings to determine the depth and position of bed rock were made and the results are shown on Sheet No. 2. All borings were to a depth of at least 50 feet below mean low water when no rock was struck, except some of those near Town Rocks, where difficult driving was encountered.

17. *Float observations.* Observations of the paths of 56 subaqueous floats off Hampton Beach from Great Boar's Head to the inlet and into the harbor, and off Seabrook Beach to the New Hampshire-Massachusetts line, were made under as many varied conditions of tide, wind and sea as possible from August to November, inclusive.

18. Study of these observations indicates that near the inlet tidal current predominated over wind or littoral currents, but that this predominance decreased rapidly as the distance from the inlet increased. North of the inlet these tidal currents became practically negligible to the north of Haverhill Avenue and on the south side to the south of Thompsons Rock. Conditions varied, of course, with the range of the tide and the strength and direction of the wind.

No eddy current was observed for Hampton Beach, but such a current was indicated by several floats at the north end of Seabrook Beach.

19. The average velocity during the time observed and the maximum velocity attained in one-half hour were computed for each float path. Those floats, which were observed off the stretches of shore not immediately adjacent to the inlet and which were not, therefore, subjected to the influence of the stronger tidal currents near the inlet, had average velocities varying from 0.03 to 0.45 feet per second, and maximum velocities varying from 0.08 to 0.67 feet per second. In the same sections off the shore the greatest observed velocity that was unquestionably due to tidal current alone was 0.20 feet per second, and occurred when the range of tidal current alone was 0.20 feet per second, and occurred when the range of tide was 9.8 feet (see Sheet 5 path 5). The velocities of floats which were considered to have been motivated primarily by wind currents were compared with the estimated velocities of the wind at the time of observation. These float velocities varied from 0.6% to 1.4% of the corresponding wind velocities, varying with different length of floats but averaging about 1 per cent. Away from the inlet and seaward of the line of breakers the wind currents predominated. Although this locality is almost equally exposed to the northeast and southeast winds, a study of data obtained from the Weather Bureau (Appendix I) indicates a general though not very great preponderance of the northeast winds over the southeast winds, causing prevailing currents from north to south.

20. *Discussion.* This preponderance of currents caused by northerly winds and their velocities are too small to explain the shifting of the inlet on the theory that, in the general case, such movement is the result of littoral drifting along shore caused by such currents. Furthermore, the cycle of changes, so far as known, does not coincide with that theory. The causes in this case are not readily determined. Apparently the set of the tidal current is the most important factor. The characteristics of these currents at

the inlet are controlled by the shape of the shore lines bordering it and the location and direction of the inlet channel. The currents and storm waves determine the changes in shoreline and inlet channel, and those changes in turn cause changes in the currents. This process is continuous during all conditions of waves and winds, the effect of these agencies being to aid or modify the tidal currents. Even during severe storms with accompanying high tides, it is not to be expected that anything but a speeding up and extension of the general trend of changes will occur unless the sea can break through a low narrow strip of sand. If that happens a new inlet is very likely to be formed rapidly creating new tidal currents which may start a new cycle of changes. At the present time the sand at the north end of Seabrook Beach has too high an elevation to render a break through very likely during the most severe storms.

21. It seems reasonable to conclude that conditions are very probably now similar to those obtaining prior to 1855, and that unless protective measures are taken, it is likely that the inlet will continue its northerly movement until finally a large part of that section of Hampton Beach south of Haverhill Avenue and east of Ocean Boulevard will have been eroded, with the shoreline in a location similar to that of 1855 and with the inlet channel west and north of Town Rocks as in 1870.

22. *Plans Proposed.* To prevent the further erosion of the southern end of Hampton Beach, a north jetty is necessary, and for the fixation and improvement of the inlet channel by controlling the tidal currents, a north and a south jetty are considered essential. A number of plans were given consideration. For the south jetty a location running from the present bridge eastward to Gun Rock and thence to White Rocks is considered best. For the north jetty the locations given most serious consideration were—

- (a) One running from the point of the beach between Dover and Exeter Avenues southeasterly to Town Rocks.
- (b) One running easterly from the present bridge to Town

Rocks, with a sand fill between it and the 12-foot contour.

23. On account of its obliquity plan (a) probably would be relatively ineffective as a sand trap, and possibly also as a protection to the beach to the northward, due to the possibility of scour at its inner end from the concentration of wave action. Neither would it positively control the direction of the currents through the inlet. Plan (b) with the fill proposed, may be expected to fully protect the present beach, properly direct the inlet currents and reclaim a considerable area at the southern end of Hampton Beach between Exeter Avenue and the jetty. This plan is therefore considered preferable.

24. Details of the proposed jetties are shown on Plate II. The inner end of the north jetty consists of a steel pile structure properly braced and protected by riprap. The outer end, which will be subject to severe wave attack, consists of a rubble mound jetty with a steel sheet pile core. For the southern jetty, a rubble mould type without a core is proposed.

25. The jetties should be approximately 1,100 feet apart and extend to the existing bridge. The bridge trestle to the north and south of the channel between the jetties should be filled and protected on the harbor side by riprap or otherwise. The estimates submitted do not include this cost.

26. The estimates are as follows:

a. North jetty.

(1) Section BB'—1200 ft. type WW @ \$ 74	\$88,800
(2) Section B'B"—450 ft. type XX @ 175	78,750
(3) Hydraulic sand fill, 525,000 cu. yds @ .25	133,750

\$301,300

Contingencies, about 15% 44,700

\$346,000

b. South jetty.

38,280 tons rubble stone @ \$6.00	\$229,680
Contingencies, about 15%	34,320
	<hr/>
	\$264,000
	<hr/>
	\$610,000

27. *Recommendations.* The Board therefore recommends:

a. For the protection of the southern end of Hampton Beach, and incidentally for reclaiming land between the jetty and the beach, a North jetty BB'B'' with sand fill as shown on Plate II, at a total estimated cost of \$346,000.

b. For the fixation and improvement of the inlet channel, in addition to the north jetty, a south jetty CC'C'', as shown on Plate II, at an estimated cost of \$264,000.

W. J. Barden,
Colonel, Corps of Engineers,
Senior Member

Earl I. Brown,
Colonel, Corps of Engineers

E. J. Dent,
Colonel, Corps of Engineers

G. R. Young,
Major, Corps of Engineers

Richard K. Hale,
Associate Commissioner,
Department of Public Works
State of Massachusetts

Victor Gelineau
Chief Engineer
Board of Commerce and Navigation
State of New Jersey

Thorndike Saville
Chief Engineer
Department of Conservation and Development
State of North Carolina

Enclosures:

Plates I and II

Report D. E. Boston—4/1/32—with drawings 1-7 (Appendix I)

Report D. E. Boston—6/25/32—with drawings 7a (Appendix II)

On motion of Senator Doe, the foregoing report was accepted by the Senate as printed.

READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on the Judiciary,

House Bill No. 9, An act to incorporate the Cheshire County Humane Society.

House Bill No. 49, An act relating to pay of jurors.

House Bill No. 179, An act in relation to the salary of the justice of the municipal court of Franklin.

To the Committee on Fisheries and Game,

House Bill No. 24, An act relating to the taking of smelt.

To the Committee on Transportation,

House Bill No. 218, An act relating to the registration of motor vehicles by non-residents.

To the Committee on Labor,

House Bill No. 304, An act relating to prison labor.

To the Committee on Military Affairs,

House Bill No. 342, An act relating to soldiers aid.

COMMITTEE REPORTS

Senator Dale, for the Committee on the Judiciary, to whom was referred:

House Bill No. 55, An act relating to revocation of motor vehicle licenses.

House Bill No. 74, An act relating to motor vehicle permit fees.

House Bill No. 305, An act legalizing the election in the town of Derry.

House Bill No. 308, An act legalizing the November election in the town of Franconia.

House Bill No. 326, An act relating to use of slugs or false tokens in slot machines.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

Senator Dale, for the Committee on the Judiciary, to whom was referred:

Senate Bill No. 12, An act to regulate hawking and peddling at wholesale of fruit and produce, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Steele, for the Committee on Forestry, to whom was referred,

House Bill No. 295, An act relating to payments for forest fire protection, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 6, An act to regulate the sale of methyl alcohol.

House Bill No. 58, An act to establish a new apportionment for the assessment of public taxes.

House Bill No. 71, An act relating to assignments for the benefit of creditors.

House Bill No. 253, An act to prohibit the posting of political advertisements on trees.

HAVEN DOE
For the Committee.

On motion of Senator Cole, the following resolution was adopted.

Resolved, That the rules be suspended and all business in order for this afternoon at two o'clock be made in order at the present time.

Senator Steele moved that the Senate reconsider the vote whereby

House Bill No. 38, An act relating to the naming of the highway extending from Gilead, Maine, to Lancaster, New Hampshire, was ordered to a third reading.

Senator Gale demanded a roll call.

The question being stated:

Shall the vote be reconsidered?

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Kelley, Dickson, Quimby, Alexander, Houghton, Bouthillier, Murphy, Foley, Martel, Doe, Calef, Cole and Dale.

The following named Senators voted in the negative: Senators McLean, Gale, Sanborn, Whitcomb, Chesley, Heald, Steele, George, Jacobson and Bixler.

Thirteen Senators having voted in the affirmative and ten Senators having voted in the negative, the affirmative prevailed and the motion passed.

Senator Doe moved that the bill be placed on its second reading.

Senator Kelley demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Kelley, Dickson, McLean, Gale, Sanborn, Quimby, Alexander, Whitcomb, Chesley, Houghton, Heald, Bouthillier, Steele, George, Jacobson, Murphy, Foley, Martel, Doe, Calef, Cole, Bixler and Dale.

Twenty-three Senators having voted in the affirmative and no Senators having voted in the negative, the affirmative prevailed and the bill was placed on its second reading.

Senator Kelley offered the following amendment and moved its adoption.

Amend Section 1 by striking out the whole of said section and inserting in place thereof the following:

1. *Presidential Highway.* The highway beginning at its intersection with the Daniel Webster highway in the town of Lancaster and passing through the towns of Jefferson, Randolph and Gorham to the intersection with the East Side highway in the town of Gorham shall be designated as the Presidential Highway.

Amend the title of said bill by striking out the words "Gilead, Maine" and inserting in place thereof the word Gorham so that said title as amended shall read as follows: An act relating to the naming of the highway extending from Gorham to Lancaster, New Hampshire.

Senator Kelley demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Kelley, Dickson, Quimby, Alexander, Houghton, Bouthillier, Steele, Murphy, Foley, Martel, Doe, Calef, Cole and Dale.

The following named Senators voted in the negative: Senators McLean, Gale, Sanborn, Whitcomb, Chesley, Heald, George, Jacobson and Bixler.

Fourteen Senators having voted in the affirmative and nine Senators having voted in the negative, the affirmative prevailed and the amendment was adopted.

Senator Gale moved that the bill with amendment be indefinitely postponed.

Senator Gale demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators McLean, Gale, Sanborn, Whitcomb, Chesley, Heald, George, Murphy, and Bixler.

The following named Senators voted in the negative: Senators Kelley, Dickson, Quimby, Alexander, Houghton, Bouthillier, Steele, Jacobson, Foley, Martel, Doe, Calef, Cole and Dale.

Nine Senators having voted in the affirmative and fourteen

Senators having voted in the negative, the negative prevailed and the motion to indefinitely postpone was lost.

Senator George moved that the bill be laid upon the table.

On a *viva voce* vote the motion was lost.

The bill was ordered to a third reading to-morrow morning at 11:01 o'clock.

THIRD READINGS

The following entitled bills were read a third time and passed.

House Bill No. 55, An act relating to revocation of motor vehicle licenses.

House Bill No. 74, An act relating to motor vehicle permit fees.

House Bill No. 305, An act legalizing the election in the town of Derry.

House Bill No. 308, An act legalizing the November election in the town of Franconia.

House Bill No. 326, An act relating to use of slugs or false tokens in slot machines.

House Bill No. 295, An act relating to payments for forest fire protection.

On motion of Senator Kelley, the Senate adjourned.

THURSDAY, FEBRUARY 23, 1933.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Heald was granted leave of absence for the day on account of important business.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills in the passage of which it asks the concurrence of the Honorable Senate.

House Bill No. 122, An act relating to the practice of chiropody.

House Bill No. 135, An act relating to hares and rabbits.

House Bill No. 274, An act relating to pheasants.

House Bill No. 286, An act relating to practice of pharmacy and the sale of drugs.

House Bill No. 352, An act relative to the sale of fertilizers.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills.

House Bill No. 7, An act relating to the conservation of the purity and safety of public water supplies.

House Bill No. 11, An act relating to plans for water and sewerage systems, and to auxiliary water supplies.

House Bill No. 62, An act relating to speed of self-propelled vehicles at railroad crossings.

House Bill No. 92, An act relating to the charter of the Gordon Nash Library in New Hampton.

House Bill No. 177, An act to prohibit the use of carp and so-called gold fish as live bait.

House Bill No. 203, An act authorizing the town of Northumberland to issue refunding bonds.

House Bill No. 12, An act relating to the enforcement of public water supply regulations.

House Bill No. 60, An act defining beverages and beverage concentrates, and providing for forfeitures.

READ AND REFERRED

The following entitled bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on Public Health,

House Bill No. 122, An act relating to the practice of chiropody.

House Bill No. 286, An act relating to practice of pharmacy and the sale of drugs.

To the Committee on Fisheries and Game,

House Bill No. 135, An act relating to hares and rabbits.
House Bill No. 274, An act relating to pheasants.
To the Committee on Agriculture,
House Bill No. 352, An act relative to the sale of fertilizers.

COMMITTEE REPORTS

Senator George, for the Committee on the Judiciary, to whom was referred

House Bill No. 210, An act relating to exemption from taxation of property owned by the blind, having considered the same, reported the same with the following resolution.

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Alexander, for the Committee on Public Health, to whom was referred

Senate Bill No. 20, An act relating to remedial care for injured employees.

Senate Bill No. 21, An act to cause toilet and disinfectant preparations to be subject to the false labeling provision of the food and drug law.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

Senator Bouthillier, for the Committee on Military Affairs, to whom was referred

House Joint Resolution No. 63, Joint resolution providing for the erection of a memorial for Henry Wilson, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution referred to the Committee on Finance under the rules.

THIRD READING

The following entitled bill was read a third time and passed.

House Bill No. 38, An act relating to the naming of the highway extending from Gorham to Lancaster, N. H.

RESOLUTION ON THE DEATH OF JOHN DANA

Senator Quimby introduced the following resolution:

WHEREAS, The New Hampshire Senate has learned with profound sorrow of the death of John Dana, son of Councilor and Mrs. Charles E. Carroll; therefore

Be it Resolved, That the Senate extends to Councilor and Mrs. Carroll and their surviving son its deep sympathy in their bereavement; and

Be it Further Resolved, That the President of the Senate be instructed to transmit to Councilor and Mrs. Carroll a copy of this resolution.

The resolution was unanimously adopted by a rising vote.

INTRODUCTION OF BILL

Senator Sanborn, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following joint resolution which was read a first and second time by caption, laid upon the table to be printed and referred to the Committee on Finance.

Senate Joint Resolution No. 1, Joint resolution relating to the Peoples' Trust Company of Lebanon.

On motion of Senator Martel, the rules were so far suspended as to permit the introduction of committee reports not previously advertised in the journal.

COMMITTEE REPORTS

Senator Martel, for the Committee on Fisheries and Game, to whom was referred

House Bill No. 134, An act relating to transportation of deer by non-residents.

House Bill No. 167, An act relative to permits for taking fish and game for scientific purposes.

House Bill No. 174, An act relating to the taking of brook trout in Big and Little Diamond pond, Stewartstown and Nathan pond, Dixville.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

Senator Martel, for the Committee on Fisheries and Game, to whom was referred

Senate Bill No. 5, An act relating to the taking of deer, having considered the same, reported the same with the following amendment and recommended its passage.

Amend section 1 of the bill by striking out said section and inserting in place thereof the following:

Sect. 1. *Deer.* Amend section 2, chapter 198 of the Public Laws, as amended by chapter 55 of the Laws of 1927, by striking out said section and inserting in place thereof the following: 2. *Taking Time.* Male and female deer may be captured or taken after 6:00 a.m. and before 5:00 p.m. as follows: In the County of Coos from October fifteenth to December first; in the County of Grafton from November first to December sixteenth; in the County of Carroll from November fifteenth to December sixteenth. Male deer may be taken in the Counties of Rockingham, Hillsborough, Cheshire, Sullivan, Merrimack, Strafford and Belknap from December first to December sixteenth. There shall be no open season in these counties for female deer.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at two o'clock.

Senator Martel, for the Committee on Fisheries and Game, to whom was referred

House Bill No. 119, An act relating to the taking of lobsters and clams, having considered the same, reported the same with the following amendment and recommended its passage.

Amend section 1 of the bill by striking out the word "half" in the eighth and twentieth lines of the section, so that said section as amended shall read as follows:

1. *Crustaceans.* Amend section 38 of chapter 200 of the Public Laws by adding at the end of the first sentence of said section the following words: provided that no such device shall be so placed, set, lifted, raised or drawn during

the time from sunset to one hour before sunrise; so that said section shall read: 38. *Licenses.* No person shall at any time place, set, keep, maintain, supervise, lift, raise or draw in from any waters under the jurisdiction of the state of New Hampshire any pot, trap, warp or other device in taking lobsters, without first procuring a special license so to do; provided that no such device shall be so placed, set, lifted, raised or drawn during the time from sunset to one hour before sunrise. Said license shall be issued by the commissioner or by agents, under such rules and regulations and in such form as may be prescribed by the commissioner, upon the payment of the sum of one dollar.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at two o'clock.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 196, An act authorizing the town of Lempster to fund or refund its indebtedness.

House Bill No. 197, An act authorizing the town of Unity to fund or refund its indebtedness.

House Bill No. 243, An act authorizing the city of Dover to issue refunding notes or bonds.

READ AND REFERRED

The following entitled bills sent up from the House of Representatives were read a first and second time.

House Bill No. 196, An act authorizing the town of Lempster to fund or refund its indebtedness.

On motion of Senator Whitcomb, the rules were suspended, reference to committee dispensed with and the foregoing entitled bill was read a third time and passed.

House Bill No. 197, An act authorizing the town of Unity to fund or refund its indebtedness.

On motion of the same Senator the rules were suspended, reference to committee dispensed with and the foregoing entitled bill was read a third time and passed.

House Bill No. 243, An act authorizing the city of Dover to issue refunding notes or bonds.

On motion of Senator Calef, the rules were suspended, reference to committee dispensed with and the foregoing entitled bill was read a third time and passed.

On motion of Senator Cole the rules were suspended and all business in order for this afternoon at two o'clock was made in order at the present time.

THIRD READINGS

The following entitled bills were read a third time and passed.

Senate Bill No. 20, An act relating to remedial care for injured employees.

Senate Bill No. 21, An act to cause toilet and disinfectant preparations to be subject to the false labeling provision of the food and drug law.

House Bill No. 134, An act relating to transportation of deer by non-residents.

House Bill No. 167, An act relating to permits for taking fish and game for scientific purposes.

House Bill No. 174, An act relating to the taking of brook trout in Big and Little Diamond pond, Stewartstown and Nathan pond, Dixville.

House Bill No. 119, An act relating to the taking of lobsters and clams.

Senate Bill No. 5, An act relating to the taking of deer.

On motion of Senator Gale, the following resolution was adopted.

Resolved, That when the Senate adjourns this morning it adjourn to meet tomorrow morning at 9:00 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7:30 o'clock.

On motion of Senator Murphy, the Senate adjourned.

TUESDAY, FEBRUARY 28, 1933

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FRIDAY, FEBRUARY 24, 1933.

The Senate met according to adjournment.

Senator George having assumed the Chair, read the following communication:

Peterboro, N. H., February 24, 1933.

SENATOR GEORGE:

Please preside for me at this morning's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator George declared the Senate adjourned.

MONDAY, FEBRUARY 27, 1933.

The Senate met according to adjournment.

Senator Chesley having assumed the Chair, read the following communication:

Peterboro, N. H., February 27, 1933.

SENATOR CHESLEY:

Please preside for me at this evening's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator Chesley declared the Senate adjourned.

TUESDAY, FEBRUARY 28, 1933.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Kelley was granted leave of absence for the week on account of illness.

The Honorable Secretary of State appeared and delivered the following message.

STATE OF ARIZONA

STATE OF ARIZONA,
ELEVENTH LEGISLATURE,
REGULAR SESSION.

SENATE JOINT RESOLUTION 2.

Urging state legislatures to petition Congress to pass United States Senate Bill 1197, known as the Frazier bill, and to amend said bill to include ranchers and livestock owners.

Be it resolved by the Eleventh Legislature of the state of Arizona, that

A crisis exists and hundreds of thousands of once prosperous farmers, ranchers and livestock owners in this nation have already lost their homes and their all by mortgage foreclosures because of the fact that the price of agricultural products and livestock have for years been below the cost of production, a condition that affects all of the people of this nation, and is largely responsible for the continuance of the depression; and

There is no adequate way of refinancing existing agricultural indebtedness and the farmers, ranchers and livestock owners are at the mercy of their mortgagees and creditors; and

Unless immediate relief is given, thousands and hundreds of thousands of additional farmers, ranchers and livestock owners will lose their farms, ranches and livestock and their homes, and millions more will be forced into our cities and villages, and the army of unemployed will necessarily increase to alarming proportions, precipitating a condition that threatens the very life of this nation; and

The state legislatures of Montana, North Dakota, Minnesota, Wisconsin, Nevada and Illinois have each and all petitioned Congress to pass Senate Bill 1197, known as the Frazier bill, without delay; which bill provides that existing farm indebtedness shall be refinanced by the government of the United States at one and one-half per cent ($1\frac{1}{2}\%$) interest and one and one-half per cent ($1\frac{1}{2}\%$) principal on

the amortization plan, and through mortgages on livestock at three per cent (3%) per annum, not by issuing bonds and plunging the nation further into debt, but by issuing federal reserve notes the same as the government now does for the banks through the federal reserve bank: Now, therefore, be it

Resolved, That the legislature of the state of Arizona respectfully requests and petitions the legislatures of the other states that have not already done so to petition Congress to pass Senate Bill 1197 without delay, and amend same to include ranches, ranges and livestock, in order that the agricultural and ranch indebtedness of this nation may be speedily liquidated and refinanced, and agriculture and livestock saved from utter ruin and destruction, and this depression brought to an intelligent and speedy end; and respectfully requests that the state legislatures cause copies of such resolution, after same has been passed, to be sent to the President of the United States, to the President of the Senate and the Speaker of the House, to Senator Frazier at Washington, D. C., and to William Lemke, Congressman-elect, at Fargo, North Dakota; be it further

Resolved, That the secretary of state cause sufficient copies of this resolution to be printed and that he mail a copy to the President of the Senate and the Speaker of the House of each of the states that have not as yet petitioned Congress to pass Senate Bill 1197, requesting that said resolution be read before each of said bodies; and be it further

Resolved, That Arizona's representatives in Congress—Senator Henry F. Ashurst, Senator Carl Hayden and Honorable Lewis Douglas—be sent copies of said resolution.

Approved February 2, 1933.

Passed the Senate Jan. 31, 1933, by the following vote: 19 Ayes, 0 Nays, 0 Not voting.	Passed the House Feb. 2, 1933, by the following vote: 51 Ayes, 1 Nays, 0 Absent, 12 Excused.
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HARRY W. HILL (Signed)
President of the Senate.

S. A. SPEAR (Signed)
Speaker of the House.

W. J. GRAHAM (Signed)
Secretary of the Senate.

LALLAH RUTH (Signed)
Chief Clerk of the House.

EXECUTIVE DEPARTMENT OF ARIZONA

OFFICE OF GOVERNOR

This Bill was received by the
Governor this 2nd day of Feb.,
1933, at 4:30 o'clock P. M.

H. H. HOTCHKISS (Signed)
Secretary to the Governor.

Senate Concurs in House Amend-
ments Feb. 2, 1933, by the follow-
ing votes:

19 Ayes,	Nays,
Absent,	Excused.

APPROVED THIS 2ND DAY OF
FEBRUARY, 1933.

B. B. MOEUR,
Governor of Arizona.

EXECUTIVE DEPARTMENT
OF ARIZONA

OFFICE OF SECRETARY OF STATE

This Bill was received by the
Secretary of State this 2nd day
of February, 1933, at 4:55 o'clock
P. M.

JAMES H. KERBY (Signed)
Secretary of State.

The following message was received from the House of
Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following
entitled bills and joint resolution, in the passage of which
it asks the concurrence of the Honorable Senate:

House Bill No. 158, An act relating to motor boat registra-
tion.

House Bill No. 192, An act to exempt from taxation prop-
erty owned by the Deerfield Volunteer Fire Association of
Deerfield.

House Bill No. 236, An act relating to compensation of
state employees for injuries received in course of employ-
ment by the state.

House Joint Resolution No. 16, Joint resolution relative
to a commission to investigate the question of freeing toll
bridges over the Connecticut river.

The message further stated that the House of Represen-
tatives had passed the following concurrent resolution in the

passage of which it asked the concurrence of the Honorable Senate:

Resolved, That a committee of five, consisting of three members from the House and two from the Senate, be appointed to arrange for an address on the life of Calvin Coolidge.

On motion of Senator Doe the Senate voted to concur with the House of Representatives in the adoption of the foregoing concurrent resolution and the President appointed as members of such committee on the part of the Senate, Senators Chesley and McLean.

READ AND REFERRED

The following entitled bills and joint resolution sent up from the House of Representatives were read a first and second time and referred

To the Committee on Revision of Laws,
House Bill No. 158, An act relating to motor boat registration.

To the Committee on the Judiciary,
House Bill No. 192, An act to exempt from taxation property owned by the Deerfield Volunteer Fire Association of Deerfield.

House Bill No. 236, An act relating to compensation of State employees for injuries received in course of employment by the State.

House Joint Resolution No. 16, Joint resolution relative to a commission to investigate the question of freeing toll bridges over the Connecticut River.

COMMITTEE REPORTS

Senator Jacobson, for the Committee on Revision of Laws, to whom was referred

Senate Bill No. 1, An act relating to elections, having considered the same, reported the same with the following amendment and recommended its passage.

Amend Section 1 of the bill by striking out the same and inserting in place thereof the following:

1. *Rights of Voters.* Amend Section 2 of Chapter 23 of the Public Laws by striking out said section and inserting in place thereof the following: 2. *Paupers.* No person shall be considered a pauper within the meaning of the preceding section except an inmate of a charitable institution maintained by the State or any of its political subdivisions and except one who has received aid as a pauper for periods totaling one year during the two years immediately prior to the meeting in which he claims the right to vote.

Further amend said bill by adding after Section 1 the following new section:

2. *Amendment.* Amend Section 5 of said Chapter 23 by striking out the words "ninety days" in the third line and inserting in place thereof the words, "the time specified in Section 2," so that said section as amended shall read as follows: 5. *Tender of Aid Received.* No person shall be deprived of his right to vote by reason of having received assistance from any town or county, for himself or family, within the time specified in Section 2, if he shall tender payment as aforesaid of all reasonable expenses which such town or county has incurred for such assistance within said time, but, upon making such tender, he shall have his name placed upon the check-list, and his vote shall be received.

Further amend said bill by renumbering Section 2 to read Section 3.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at two o'clock.

Senator George, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 74, An act relating to motor vehicle permit fees, having considered the same, reported the same, under joint rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the words and figures "lines 13 and 14" in the second line and inserting in place thereof the words, the ninth line.

The report was accepted, amendment adopted and the

bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator George, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 120, An act relating to fees and the service of process on the insurance commissioner, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Foreign Insurance Companies.* Amend Section 9 of Chapter 275 of the Public Laws by adding at the end of said section the following: Service of such process shall be made by leaving a copy of the process in the hands of the commissioner or in his office and paying to the commissioner a fee of two dollars, so that said section as amended shall read as follows: 9. *Service of Process.* No such joint stock or mutual insurance company, nor its agents, shall do business in this state until it has filed with the commissioner a written stipulation, agreeing that legal process affecting the company, served on the commissioner for the time being, shall have the same effect as if served personally on the company within the state. Service of such process shall be made by leaving a copy of the process in the hands of the commissioner or in his office and paying to the commissioner a fee of two dollars.

Amend Section 2 of said bill by striking out the first seven lines and inserting in place thereof the following:

2. —. Amend Section 58 of said Chapter 275 by striking out the words "and for each service of legal process upon him as attorney, two dollars," in the sixth and seventh lines and by inserting before the word "for" in the fifth line the word and, so that said section as amended shall read as follows:

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator George, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 134, An act to amend Section 14, Chapter 202 of the Public Laws relating to transportation of deer by non-residents, having considered the same, reported the same under joint rule No. 6 with the following amendment and recommended its passage.

Amend the title of the bill by striking out the words "to amend Section 14, Chapter 202 of the Public Laws."

Amend Section 1 of said bill by striking out the first four lines thereof and inserting in place thereof the following:

1. *Transportation.* Amend Section 14 of Chapter 202 of the Public Laws by inserting before the word "be" in the fourth line the words, within ten days after the killing, and by striking out the word "then" in the same fourth line so that said section as amended shall read as follows: 14. *Of Deer by Non-Residents.* Each license shall be provided with

Further amend said Section 1 by inserting before the word "he" in the seventh line the words, within ten days after the killing, and by striking out the same words after the word "coupon" in the ninth line.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator George, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 160, An act relating to the transfer of motor boat registrations, having considered the same, reported the same, under joint rule No. 6 with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the second and third lines of said section and inserting in place thereof the following:

The Public Laws by adding after Section 15-a, inserted by Chapter 147 of the Laws of 1931, the following new section: 15-b.

The report was accepted, amendment adopted and the bill

as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator George, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 174, An act relating to the taking of brook trout in Big and Little Diamond ponds, Stewartstown, and Nathan pond, Dixville, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the first two lines of said section and inserting in place thereof the following:

1. *Brook Trout, Taking.* Amend paragraph IV of Section 1, Chapter 200 of the Public Laws, as amended by Section 3, Chapter 65 of the Laws of 1927 and Section 1, Chapter 72 of the Laws of 1931, by striking out said paragraph and inserting in place thereof the following: IV.

Further amend said Section 1 by striking out the comma after the word "pond" in the seventh line and by inserting in place thereof the word, in.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator George, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 194, An act relating to the taxation of personal estate, having considered the same, reported the same under joint rule No. 6 with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the word "subsection" where it occurs in the second and third lines of said section and inserting in place thereof the word paragraph.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator George, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 223, An act amending the charter of the New Hampshire Congregational Conference and changing the name of the said corporation, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend Section 2 of said bill by striking out the fifth and sixth lines of said section and inserting in place thereof the following:

Section 1. The New Hampshire Congregational Conference, a corporation now existing,

Further amend said Section 2 by adding after the word "committees" in the thirty-first line the words, of the corporation.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator George, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 326, An act relating to use of slugs or false tokens in slot machines, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the word and date "of 1926" in the second line.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bill.

House Bill No. 360, An act relative to Hillsborough County bonds.

HAVEN DOE,
For the Committee.

On motion of Senator Doe the rules were suspended and all business in order for this afternoon at two o'clock was made in order at the present time.

THIRD READING

The following entitled bill was read a third time and passed.

Senate Bill No. 1, An act relating to elections.

On motion of Senator Bixler the Senate adjourned.

WEDNESDAY, MARCH 1, 1933.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 45 (In new draft), An act relating to hours of labor.

The message further stated that the House of Representatives had refused to concur in the adoption of the amendment sent down from the Honorable Senate to the following entitled bill.

House Bill No. 38, An act relating to the naming of the highway extending from Gorham to Lancaster, N. H., and asks for a committee of conference.

On motion of Senator Doe the Senate voted to grant the request of the House of Representatives for a committee of conference and the President appointed as members of such committee on the part of the Senate Senators Gale and Whitcomb.

READ AND REFERRED

The following entitled bill sent up from the House of Representatives was read a first and second time and referred

To the Committee on Labor,

House Bill No. 45 (In new draft), An act relating to hours of labor.

COMMITTEE REPORTS

Senator George, for the Committee on the Judiciary, to whom was referred:

House Bill No. 9, An act to incorporate the Cheshire County Humane Society.

Senate Bill No. 15 (In new draft), An act relating to itinerant vendors.

House Bill No. 49 (In new draft), An act relating to pay of jurors.

House Bill No. 179, An act in relation to the salary of the justice of the municipal court of Franklin.

Having considered the same, reported the same without amendments and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

Senator George, for the Committee on the Judiciary, to whom was referred:

House Bill No. 212, An act relating to optometry, having considered the same, reported the same with the following resolution.

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Gale, for the Committee on Public Improvements, to whom was referred:

House Bill No. 27 (In new title), An act providing for the reconstruction and maintenance of trunk line and state-aided highways by the State Highway Department; for the adjustment of aid to towns in maintaining Class V highways; and for suspending the appropriation of town funds for the permanent improvement of highways in certain cases.

The report was accepted and the bill referred to the Committee on Finance under the rules.

Senator Gale, for the Committee on Public Improvements, to whom was referred:

House Bill No. 28, An act to provide for the completion of a secondary system of highways, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 7, An act relating to the conservation of the purity and safety of public water supplies.

House Bill No. 11, An act relating to plans for water and sewerage systems, and to auxiliary water supplies.

House Bill No. 12, An act relating to the enforcement of public water supply regulations.

House Bill No. 55, An act relating to revocation of motor vehicle licenses.

House Bill No. 56, An act relating to field trials for self-hunting dogs.

House Bill No. 60, An act defining beverages and beverage concentrates, and providing for forfeitures.

House Bill No. 62, An act relating to the operation of motor vehicles at railroad crossings.

House Bill No. 92, An act relating to the charter of the Gordon-Nash Library in New Hampton.

House Bill No. 109, An act to prohibit the taking of smelt from the tributaries of Merrymeeting lake.

House Bill No. 110, An act relating to the taking of pickerel.

House Bill No. 111, An act relating to the taking of white perch.

House Bill No. 127, An act relating to benefits payable by fraternal benefit societies on lives of children.

House Bill No. 167, An act relative to permits for taking fish and game for scientific purposes.

House Bill No. 177, An act to prohibit the use of carp and so-called goldfish as live bait.

House Bill No. 196, An act authorizing the town of Lemps-ter to fund or refund its indebtedness.

House Bill No. 197, An act authorizing the town of Unity to fund or refund its indebtedness.

House Bill No. 203, An act authorizing the town of North-umberland to issue refunding bonds.

House Bill No. 243, An act authorizing the city of Dover to issue refunding notes or bonds.

House Bill No. 295, An act relating to payments for forest fire protection.

House Bill No. 305, An act legalizing the November elec-tion in the town of Derry.

House Bill No. 308, An act legalizing the November election in the town of Franconia.

HAVEN DOE,
For the Committee.

On motion of Senator Cole the rules were suspended and all business in order for this afternoon at two o'clock was made in order at the present time.

THIRD READINGS

The following entitled bills were read a third time and passed.

House Bill No. 9, An act to incorporate the Cheshire County Humane Society.

House Bill No. 28, An act to provide for the completion of a secondary system of highways.

House Bill No. 49 (In new draft), An act relating to pay of jurors.

House Bill No. 179, An act in relation to the salary of the justice of the municipal court of Franklin.

Senate Bill No. 15 (in New Draft), An act relating to itinerant vendors.

The question being stated:

Shall the bill pass?

On a *viva voce* vote the negative prevailed.

Senator Doe demanded a roll call.

(Discussion ensued)

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative. Senators Dickson, McLean, Gale, Sanborn, Quimby, Heald, Bouthillier, Steele, George, Jacobson, Murphy, Foley, Martel, Doe, Calef, Cole, Bixler and Dale.

The following named Senators voted in the negative. Senators Alexander, Whitcomb, Chesley and Houghton.

Eighteen Senators having voted in the affirmative and four Senators having voted in the negative, the affirmative prevailed and the bill passed.

On motion of Senator Bouthillier, the Senate adjourned.

THURSDAY, MARCH 2, 1933.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 100, An act relative to public library commission.

House Bill No. 101, An act relative to contracts for library service.

House Bill No. 103, An act relative to reports by town clerks regarding public libraries.

House Bill No. 104, An act relating to disposal of books and reports in public libraries.

House Bill No. 137, An act regarding black bass.

House Bill No. 159, An act relating to motor boat fees.

House Bill No. 228, An act to authorize the city of Portsmouth to raise money and issue bonds for the purpose of retiring tax revenue notes of 1932.

House Bill No. 238, An act relating to rights of surviving husband or wife.

House Bill No. 356, An act relating to service of process.

House Bill No. 366, An act to change the name of the South Antrim Village Fire Precinct to Antrim Precinct.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills.

House Bill No. 74, An act relating to motor vehicle permit fees.

House Bill No. 120, An act relating to fees and the service of process on the insurance commissioner.

House Bill No. 134, An act relating to transportation of deer by non-residents.

House Bill No. 160, An act relating to the transfer of motor boat registrations.

House Bill No. 174, An act relating to the taking of brook trout in Big and Little Diamond pond, Stewartstown and Nathan pond, Dixville.

House Bill No. 194, An act relating to the taxation of personal estate.

House Bill No. 223, An act amending the charter of the New Hampshire Congregational Conference and changing the name of the said corporation.

House Bill No. 326, An act relating to use of slugs or false tokens in slot machines.

READ AND REFERRED

The following entitled bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on the Judiciary,

House Bill No. 100, An act relative to public library commission.

House Bill No. 101, An act relative to contracts for library service.

House Bill No. 103, An act relative to reports by town clerks regarding public libraries.

House Bill No. 104, An act relating to disposal of books and reports in public libraries.

House Bill No. 228, An act to authorize the city of Portsmouth to raise money and issue bonds for the purpose of retiring tax revenue notes of 1932.

House Bill No. 356, An act relating to service of process.

House Bill No. 366, An act to change the name of the South Antrim Village Fire Precinct to Antrim Precinct.

To the Committee on Fisheries and Game,

House Bill No. 137, An act regarding black bass.

To the Committee on Revision of Laws,

House Bill No. 159, An act relating to motor boat fees.

House Bill No. 238, An act relating to rights of surviving husband or wife.

COMMITTEE REPORTS

Senator Dale, for the Committee on the Judiciary, to whom was referred

House Bill No. 163, An act relative to Zoning Board of Adjustment.

House Bill No. 236, An act relating to compensation of state employees for injuries received in course of employment by the state.

Having considered the same, reported the same without amendments and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

Senator Dale, for the Committee on the Judiciary, to whom was referred

House Joint Resolution No. 16, Joint resolution relative to a commission to investigate the question of freeing certain toll bridges over the Connecticut River, having considered the same, reported the same with the following amendment and recommended its passage.

Amend the resolution by striking out the following words at the end thereof "and the governor is hereby authorized to draw his warrant therefor out of any money in the treasury not otherwise appropriated," and substituting in place thereof the following: and it shall be a charge on the funds

of the highway department; so that said joint resolution as amended shall read:

That the governor forthwith appoint a commission of three members, one of whom shall be a member of the state highway department, to investigate and report to this General Court the status of the toll bridges over the Connecticut river at Cornish and at Charlestown, New Hampshire, the estimated value of said bridges and any other pertinent information bearing upon the question of freeing said bridges, and to recommend to said General Court appropriate legislation relative to freeing said bridges. The members of said commission, except the member of the highway department, shall each receive five dollars a day for each day spent in performance of his duties hereunder together with his actual and necessary expenses. The sum of one hundred dollars, or so much thereof as may be necessary, is hereby appropriated for the purpose of carrying into effect the purposes hereof, and it shall be a charge on the funds of the highway department.

The report was accepted, amendment adopted, and the joint resolution as amended referred to the Committee on Finance under the rules.

Senator Heald, for the Committee on Agriculture, to whom was referred

House Bill No. 311 (In new draft), An act regulating the transportation of poultry.

House Bill No. 352, An act relative to the sale of fertilizers.

Having considered the same, reported the same without amendments and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

INTRODUCTION OF BILL

Senator McLean, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Public Health.

Senate Bill No. 23, An act relating to the licensing of plumbers.

Senator Houghton introduced the following resolution.

WHEREAS, The annual meetings in the towns of the state will be held on Tuesday, March 14th, 1933 and the members of this Senate will be in attendance thereon, *Be it Resolved*, That the Senate be not in session on Tuesday, March 14th, 1933, but that Friday, March 17th, be made a full working day.

On motion of Senator Foley, the following amendment to the resolution was adopted:

Resolved, That all Senators in attendance on March 17th shall wear a green carnation or a green tie.

On a *viva voce* vote the amendment was adopted.

The question being stated:

Shall the resolution as amended be adopted?

On a *viva voce* vote the resolution was adopted.

On motion of Senator Cole, the rules were suspended and all business in order for this afternoon at two o'clock was made in order at the present time.

THIRD READINGS

The following entitled bills were read a third time and passed:

House Bill No. 163, An act relative to Zoning Board of Adjustment.

House Bill No. 236, An act relating to compensation of state employees for injuries received in course of employment by the state.

House Bill No. 311 (In new draft), An act regulating the transportation of poultry.

House Bill No. 352, An act relative to the sale of fertilizers.

On motion of Senator Bixler, the following resolution was adopted.

Resolved, That when the Senate adjourns this morning it adjourn to meet tomorrow morning at 9:00 o'clock, and

when it adjourns Friday morning it be to meet Monday evening at 7:00 o'clock.

■ On motion of Senator Sanborn the Senate adjourned.

FRIDAY, MARCH 3, 1933.

The Senate met according to adjournment.

Senator George having assumed the Chair, read the following communication:

Peterboro, N. H., March 3, 1933.

SENATOR GEORGE:

Please preside for me at this morning's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator George declared the Senate adjourned.

MONDAY, MARCH 6, 1933.

The Senate met according to adjournment.

Senator Chesley having assumed the Chair, read the following communication:

Peterboro, N. H., March 6, 1933.

SENATOR CHESLEY:

Please preside for me at this evening's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator Chesley declared the Senate adjourned.

TUESDAY, MARCH 7, 1933.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate.

House Bill No. 48, An act to close Scott pond at Fitzwilliam to pickerel fishing through the ice.

House Bill No. 57, An act relating to the closing of Mountain View lake in the town of Sunapee to ice fishing.

House Bill No. 229, An act relative to emergency borrowing by towns.

House Bill No. 328, An act relating to the taking of pickerel.

READ AND REFERRED

The following entitled bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on Fisheries and Game,

House Bill No. 48, An act to close Scott pond at Fitzwilliam to pickerel fishing through the ice.

House Bill No. 57, An act relating to the closing of Mountain View lake in the town of Sunapee to ice fishing.

House Bill No. 328, An act relating to the taking of pickerel.

To the Committee on the Judiciary,

House Bill No. 229, An act relative to emergency borrowing by towns.

COMMITTEE REPORTS

Senator Gale, for the Committee on Labor, to whom was referred House Bill No. 304 (In new draft), An act relating to prison labor, having considered the same reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Sanborn for the Committee on Claims and Incor-

porations, to whom was referred House Bill No. 265, An act to enable the Preachers Aid Society of the New England Annual Conference of the Methodist Episcopal Church to qualify as trustee under the will of Ella Sargent Albin.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

On motion of Senator Steele, the following resolution was adopted.

Resolved, That a committee of three Senators be appointed to draw up resolutions on the death of former Secretary of State, Enos K. Sawyer, and that the Chair make the appointment.

Pursuant to the above resolution, the President appointed as members of such committee Senators Steele, Doe and Dale.

On motion of Senator Doe, the following resolution was adopted.

Resolved, That as the Senate has learned with profound sorrow of the death of the mother of Senator Emmett J. Kelley, that it extends to Senator Kelley and family its deepest sympathy and that when the Senate adjourns today it be in memory of Mrs. Kelley.

On motion of Senator Doe, the Senate was in recess until this afternoon at 1:59 o'clock.

The Senate reassembled.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following resolution in the adoption of which it asks the concurrence of the Honorable Senate:

Resolved, That the House of Representatives will meet the Honorable Senate at 2:00 o'clock for the purpose of receiving a message from His Excellency the Governor.

On motion of Senator Dale, the Senate concurred with the

House of Representatives in the adoption of the foregoing resolution.

(See House Proceedings)

The Senate reassembled.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 379, An act authorizing the Governor to proclaim the existence of a banking emergency and providing for the further protection of depositors in banks and the maintenance of the banking structures of the state.

House Bill No. 378, An act validating the governor's proclamation relating to a bank holiday dated March 2, 1933, effective March 4, 1933, to continue subject to further proclamation; legalizing all acts and omissions of all banking institutions and their agents, all state officials and all other persons observing the same, and authorizing the governor to declare additional bank holidays.

House Bill No. 380, An act relating to building and loan associations.

House Bill No. 365, An act relating to banks.

READ AND REFERRED

The following entitled bills sent up from the House of Representatives were read a first and second time and referred to the Committee on Banks:

House Bill No. 378, An act validating the Governor's proclamation relating to a bank holiday dated March 2, 1933, effective March 4, 1933, to continue subject to further proclamation; legalizing all acts and omissions of all banking institutions and their agents, all state officials, and all other persons observing the same, and authorizing the Governor to declare additional bank holidays.

House Bill No. 379, An act authorizing the Governor to proclaim the existence of a banking emergency and providing for the further protection of depositors in banks and the maintenance of the banking structure of the state.

House Bill No. 380, An act relating to building and loan associations.

House Bill No. 365, An act relating to banks.

On motion of Senator Doe the rules were suspended to permit the introduction of three committee reports not previously advertised in the journal.

COMMITTEE REPORTS

Senator Doe, for the Committee on Banks, to whom was referred House Bill No. 378, An act validating the Governor's proclamation relating to a bank holiday dated March 2, 1933, effective March 4, 1933, to continue subject to further proclamation; legalizing all acts and omissions of all banking institutions and their agents, all state officials, and all other persons observing the same, and authorizing the Governor to declare additional bank holidays.

House Bill No. 379, An act authorizing the Governor to proclaim the existence of a banking emergency and providing for the further protection of depositors in banks and the maintenance of the banking structure of the state.

House Bill No. 380, An act relating to building and loan associations.

Having considered the same, reported the same without amendments and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

On motion of Senator Doe the Senate adjourned.

AFTERNOON

THIRD READINGS

The following bills were read a third time and passed.

House Bill No. 265, An act to enable the Preachers Aid Society of the New England Annual Conference of the Meth-

odist Episcopal Church to qualify as trustee under the will of Ella Sargent Albin.

House Bill No. 304 (In new draft), An act relating to prison labor.

House Bill No. 378, An act validating the governor's proclamation relating to a bank holiday dated March 2, 1933, effective March 4, 1933, to continue subject to further proclamation; legalizing all acts and omissions of all banking institutions and their agents, all state officials, and all other persons observing the same, and authorizing the governor to declare additional bank holidays.

House Bill No. 379, An act authorizing the governor to proclaim the existence of a banking emergency and providing for the further protection of depositors in banks and the maintenance of the banking structure of the state.

House Bill No. 380, An act relating to building and loan associations.

(Recess)

The Senate reassembled.

COMMITTEE REPORT

Senator Doe, for the Committee on Engrossed Bills to whom was referred House Bill No. 379, An act authorizing the governor to proclaim the existence of a banking emergency and providing for the further protection of depositors in banks and the maintenance of the banking structure of the state, having considered the same, reported the same under Joint Rule No. 6, With the following amendment and recommended its passage.

Amend Section 7 of said bill by striking out the same and inserting in place thereof the following:

7. *Suspension; Takes Effect.* All acts and parts of acts inconsistent herewith are hereby suspended during the period of any banking emergency and this act shall take effect upon its passage.

The report was accepted, amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 74, An act relating to motor vehicle permit fees.

House Bill No. 120, An act relating to fees and the service of process on the insurance commissioner.

House Bill No. 134, An act relating to transportation of deer by non-residents.

House Bill No. 160, An act relating to the transfer of motor boat registrations.

House Bill No. 174, An act relating to the taking of brook trout in Big and Little Diamond ponds, Stewartstown, and Nathan pond, Dixville.

House Bill No. 194, An act relating to the taxation of personal estate.

House Bill No. 223, An act amending the charter of the New Hampshire Congregational Conference and changing the name of the said corporation.

House Bill No. 326, An act relating to use of slugs or false tokens in slot machines.

The report was accepted.

(Recess)

The Senate reassembled.

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 378, An act validating the governor's proclamation relating to a bank holiday, dated March 2, 1933, effective March 4, 1933, to continue subject to further proclamation; legalizing all acts and omissions of all banking institutions and their agents, all state officials, and all other persons observing the same, and authorizing the governor to declare additional bank holidays.

House Bill No. 379, An act authorizing the governor to proclaim the existence of a banking emergency and providing for the further protection of depositors in banks and the maintenance of the banking structure of the state.

House Bill No. 380, An act relating to building and loan associations.

The report was accepted.

On motion of Senator Doe the Senate adjourned.

WEDNESDAY, MARCH 8, 1933.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 90, An act relative to the taking of raccoon and fox.

House Bill No. 225, An act to establish a continuous highway from East Side trunk highway in Newington to the New Hampshire College Road at Coe's Corner in Durham.

House Bill No. 299, An act relative to the wages of laborers employed in the construction, addition to, or alteration of certain public works.

House Bill No. 307, An act in relation to the employment of minors.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill.

House Bill No. 379, An act authorizing the governor to proclaim the existence of a banking emergency and providing for the further protection of depositors in banks and the maintenance of the banking structure of the state.

READ AND REFERRED

The following entitled bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on Labor,

House Bill No. 299, An act relative to the wages of laborers employed in the construction, addition to, or alteration of certain public works.

House Bill No. 307, An act in relation to the employment of minors.

To the Committee on Public Improvements,

House Bill No. 225, An act to establish a continuous highway from the East Side trunk highway in Newington to the New Hampshire College Road at Coe's Corner in Durham.

To the Committee on Fisheries and Game,

House Bill No. 90 (In new draft), An act relative to the taking of raccoon and fox.

COMMITTEE REPORTS

Senator George, for the Committee on the Judiciary, to whom was referred

House Bill No. 100, An act relative to Public Library Commission.

House Bill No. 101, An act relative to contracts for library service.

House Bill No. 103, An act relative to reports by town clerks regarding public libraries.

House Bill No. 104, An act relating to disposal of books and reports in public libraries.

House Bill No. 366, An act to change the name of the South Antrim Village Fire Precinct to Antrim Precinct.

Having considered the same, reported the same without amendments and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

RESOLUTION ON THE DEATH OF ENOS K. SAWYER

On motion of Senator Steele, the following resolution was adopted.

STATE OF NEW HAMPSHIRE

IN THE HONORABLE SENATE

1933

RESOLUTIONS

WHEREAS it has pleased Almighty God in His infinite wisdom to remove from us our former Secretary of State and former President of the Senate

ENOS K. SAWYER

and

WHEREAS, we fully realize that he was truly a gentleman of the highest type, a conscientious citizen, a business man of discernment and ability, a man anxious to accomplish good for his community and the State in general, a devoted husband and a loyal friend; therefore

Be It Resolved, That this body hereby expresses its profound regret for the loss of this citizen who had served his town and state so loyally and conscientiously;

Be It Further Resolved, That a copy of this resolution, together with our sincere sympathy for them in their great bereavement, be sent to the family of our late fellow citizen, and a copy be spread upon the records of the Senate of New Hampshire.

CHARLES M. STEELE,
HAVEN DOE,
A. C. ALEXANDER,

Committee on Resolutions.

On motion of Senator Dale the rules were suspended and all business in order for this afternoon at two o'clock was made in order at the present time.

THIRD READINGS

The following entitled bills were read a third time and passed.

House Bill No. 100, An act relative to Public Library Commission.

House Bill No. 101, An act relative to contracts for library service.

House Bill No. 103, An act relative to reports by town clerks regarding public libraries.

House Bill No. 104, An act relating to disposal of books and reports in public libraries.

House Bill No. 366, An act to change the name of the South Antrim Village Fire Precinct to Antrim Precinct.

On motion of Senator Kelley, the Senate adjourned.

THURSDAY, MARCH 9, 1933.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 289, An act relating to horse racing and creating a state racing commission.

House Bill No. 349, An act to authorize the Rye school district in the town of Rye to borrow money and to issue serial notes and bonds.

House Bill No. 351, An act in relation to changing the date of the municipal elections in Nashua.

House Bill No. 371, An act relating to borrowing by farmers.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following entitled bills sent down from the Honorable Senate:

Senate Bill No. 13, An act authorizing the town of Plymouth to issue refunding notes or bonds.

Senate Bill No. 20, An act relating to remedial care for injured employees.

READ AND REFERRED

The following entitled bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on the Judiciary,

House Bill No. 289, An act relating to horse racing and creating a state racing commission.

House Bill No. 349, An act to authorize the Rye school district in the town of Rye to borrow money and to issue serial notes and bonds.

To the Committee on Revision of Laws,

House Bill No. 351, An act in relation to changing the date of the municipal elections in Nashua.

To the Committee on Agriculture,

House Bill No. 371, An act relating to borrowing by farmers.

On motion of Senator Quimby, the rules were so far suspended as to allow the introduction of a committee report not previously advertised in the journal.

Senator Quimby, for the Committee on Finance, to whom was referred

House Bill No. 27 (In new draft and new title), An act providing for the reconstruction and maintenance of trunk line and state-aided highways by the state highway department; for the adjustment of aid to towns in maintaining Class V highways; and for suspending the appropriation of town funds for the permanent improvement of highways in certain cases, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Calef the rules were further suspended and the bill was read a third time and passed.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 9, An act to incorporate the Cheshire County Humane Society.

House Bill No. 49, An act relating to the pay of jurors.

House Bill No. 119, An act relating to the taking of lobsters and clams.

House Bill No. 163, An act relative to zoning boards of adjustment.

House Bill No. 352, An act relative to the sale of fertilizers.

Senate Bill No. 13, An act authorizing the town of Plymouth to issue refunding notes or bonds.

Senate Bill No. 20, An act relating to remedial care for injured workmen.

HAVEN DOE,
For the Committee.

(Recess)

The Senate reassembled.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following Joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Joint Resolution No. 119, Joint resolution in favor of Mrs. Lawrence D. Mahoney.

The message further stated that the House of Representatives had passed the following resolution in the adoption of which it asked the concurrence of the Honorable Senate:

Resolved, That the House of Representatives will meet the Honorable Senate at 2:00 o'clock for the purpose of receiving a message from His Excellency the Governor.

On motion of Senator Doe, the Senate concurred with the House of Representatives in the adoption of the foregoing resolution.

READ AND REFERRED

The following Joint resolution sent up from the House of Representatives was read a first and second time by caption and referred to the Committee on Claims.

House Joint Resolution No. 119, Joint resolution in favor of Mrs. Lawrence D. Mahoney.

On motion of Senator Sanborn the rules were so far suspended as to allow the introduction of a committee report not previously advertised in the journal.

Senator Sanborn, for the Committee on Claims, to whom was referred:

House Joint Resolution No. 119, Joint resolution in favor of Mrs. Lawrence D. Mahoney, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of Senator Doe, the rules were further suspended, reference to Finance Committee dispensed with, and the joint resolution read a third time by caption and passed.

On motion of Senator Dale the rules were so far suspended as to allow the introduction of a committee report not previously advertised in the journal.

Senator George, for the Committee on the Judiciary, to whom was referred:

House Bill No. 349, An act to authorize the Rye school district in the town of Rye to borrow money and to issue serial notes and bonds, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of the same Senator, the rules were further suspended and the bill was read a third time and passed.

On motion of Senator Doe, the Senate was in recess until 1:59 o'clock.

(Recess)

The Senate reassembled.

(Recess)

(See House Proceedings)

The Senate Reassembled.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 387, An act authorizing incorporation of the New Hampshire Clearing House Association.

READ AND REFERRED

The following entitled bill sent up from the House of Representatives was read a first and second time and referred

To the Committee on Banks,

House Bill No. 387, An act authorizing incorporation of the New Hampshire Clearing House Association.

Senator Doe, under a suspension of the rules, sixteen Senators having voted in the affirmative, introduced the following entitled bill which was read a first and second time.

Senate Bill No. 24, An act to amend the banking laws.

On motion of the same Senator the rules were further suspended, printing and reference to committee dispensed with and the bill was read a third time and passed.

On motion of Senator Doe, the rules were so far suspended as to allow the introduction of a committee report not previously advertised in the journal.

COMMITTEE REPORT

Senator Doe, for the Committee on Banks, to whom was referred

House Bill No. 387, An act authorizing the incorporation of the NEW HAMPSHIRE CLEARING HOUSE ASSOCIATION, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

On motion of the same Senator the rules were further suspended and the bill was read a third time and passed.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bill:

House Bill No. 27, An act providing for the reconstruction and maintenance of trunk line and state-aided highways by the state highway department; for the adjustment of aid to towns in maintaining Class V highways; and for suspending the appropriation of town funds for the permanent improvement of highways in certain cases.

(Recess)

The Senate reassembled.

On motion of Senator Doe the Senate adjourned.

AFTERNOON

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bill, sent down from the Honorable Senate:

Senate Bill No. 24, An act to amend the banking laws.

On motion of Senator Cole the following resolution was adopted.

Resolved, That when the Senate adjourns this afternoon, it adjourn to meet tomorrow morning at 9:00 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7:00 o'clock, and when it adjourns Monday night it be to meet Wednesday morning at 11:00 o'clock.

(Recess)

The Senate reassembled.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

Senate Bill No. 24, An act to amend the banking laws.

House Bill No. 349, An act to authorize the Rye school

district in the town of Rye to borrow money and to issue serial notes and bonds.

House Bill No. 387, An act authorizing incorporation of the New Hampshire Clearing House Association.

House Joint Resolution No. 119, Joint resolution in favor of Mrs. Lawrence D. Mahoney.

RALPH GEORGE,
For the Committee.

On motion of Senator George the Senate adjourned.

FRIDAY, MARCH 10, 1933.

The Senate met according to adjournment.

Senator George having assumed the Chair, read the following communication:

Peterboro, N. H., March 10, 1933.

SENATOR GEORGE:

Please preside for me at this morning's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator George declared the Senate adjourned.

MONDAY, MARCH 13, 1933.

The Senate met according to adjournment.

Senator Chesley having assumed the Chair, read the following communication:

Peterboro, N. H., March 13, 1933.

SENATOR CHESLEY:

Please preside for me at this evening's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator Chesley declared the Senate adjourned.

WEDNESDAY, MARCH 15, 1933.

The Senate met according to adjournment.

INTRODUCTION OF BILLS

Senator Heald, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time.

Senate Bill No. 25, An act to safeguard in the existing emergency the interests of insurance policy holders and beneficiaries.

On motion of Senator Doe, the rules were suspended, printing and reference to committee dispensed with, and the foregoing entitled bill was read a third time and passed.

Senator Jacobson, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 26, An act to establish financial control in the city of Manchester.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following resolution:

Resolved, That the Honorable Senate be notified that the House of Representatives will be ready to meet the Senate in joint convention at 11:15 o'clock for the purpose of listening to an address on the life of Calvin Coolidge by Honorable George H. Moses.

On motion of Senator Doe, the Senate voted to concur with the House of Representatives in the adoption of the foregoing resolution.

On motion of Senator Alexander, the following resolution was adopted.

Be it Resolved by the Senate of the State of New Hampshire, that the members of the Senate hereby endorse the position of the President of the United States on the banking situation and commend his promptness and courage in meeting the crisis; and

Be it Further Resolved, That the said Senate pledges its united support to the President in the efforts he is making to bring back prosperity to our country.

Be it Further Resolved, That a copy of this resolution be forwarded by the Clerk of the Senate to the President of the United States.

COMMITTEE REPORTS

Senator Calef for the Committee on Finance, to whom was referred

House Joint Resolution No. 16, Joint resolution relative to a commission to investigate the question of freeing certain toll bridges over the Connecticut river.

House Joint Resolution No. 63, Joint resolution providing for the erection of a memorial for Henry Wilson.

Having considered the same, reported the same without amendments and recommended their passage.

The reports were accepted and the joint resolutions ordered to a third reading this afternoon at two o'clock.

Senator Martel, for the Committee on Fisheries and Game, to whom was referred

House Bill No. 328, An act relating to the taking of pickerel, having considered the same, reported the same with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the whole thereof and inserting in its place the following:

Amend Section 11, Chapter 200 of the Public Laws, as amended by Section 1, Chapter 66 of the Laws of 1927, as amended by Section 1, Chapter 65 of the Laws of 1931, by inserting after the word "Rumney" in line 19 the following, Peaporridge pond in the towns of Madison and Conway, so that said section as amended shall read as follows: 11. *Pickerel*. 1. Pickerel of any size and in any quantity may

be taken and possessed at any time, from Sunapee lake, Crystal lake in Enfield, Tewksbury pond in Grafton, Elbow pond in Woodstock, Partridge lake in Lyman and Littleton, Pearl lake in Lisbon, Ogontz lake, Dodge pond, Round pond and Flag pond in Lyman, Ellsworth pond in Ellsworth, Merrymeeting lake in New Durham, Scobie's pond in Derry and Londonderry, Big Dan Hole pond in Ossipee and Tuftonboro, Mason pond in Orford, Rocky pond in Wentworth, Armington pond and Lake Tarleton in Piermont, Newfound lake in the towns of Hebron, Bridgewater, Bristol and Alexandria, Highland lake, Elbow pond and Bradley pond in Andover, Spofford lake in Chesterfield, Spectacle pond in Groton and Hebron, Rust pond in Wolfeboro, Mirror lake in Tuftonboro, Stinson lake in Rumney, Peaporrhidge pond in the towns of Madison and Conway, Town Line pond in the towns of Dorchester and Wentworth, Trout pond in the town of Dorchester and Lamphrey pond in the town of Orford, and in the Contoocook river from the Cheshire Mill pond outlet in Jaffrey to the Merrimack river, all waters of Coos County and all other streams in the state inhabited by trout, except Merrimack river, Powwow river, Winnepesaukee river, and Pemigewasset river.

II. Pickerel not less than twelve inches in length may be taken from Lakes Winnepesaukee, Massabesic, Winnisquam, Asquam, Wentworth and the Connecticut river in Cheshire, Sullivan and Grafton counties, from June first to April first. In the Merrimack river, Powwow river, Winnepesaukee river, Pemigewasset river and all other waters not before mentioned in this section, pickerel not less than twelve inches in length may be taken and possessed from June first to January sixteenth.

The report was accepted, amendment adopted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Martel, for the Committee on Fisheries and Game, to whom was referred

House Bill No. 48, An act to close Scott pond at Fitzwilliam to pickerel fishing through the ice.

House Bill No. 57, An act relating to the closing of Mountain View lake in the town of Sunapee to ice fishing.

House Bill No. 137, An act regarding black bass.

Having considered the same, reported the same without amendments and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

Senator Martel, for the Committee on Fisheries and Game, to whom was referred

House Bill No. 135, An act relating to hares and rabbits, having considered the same, reported the same with the following resolution.

Resolved, That it is inexpedient to legislate.

The report was accepted, and the resolution of the committee adopted.

Senator Martel, for the Committee on Fisheries and Game, to whom was referred

House Bill No. 274, An act relating to pheasants, having considered the same, reported the same with the following resolution.

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator George, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 179, An act in relation to the salary of the justice of the municipal court of Franklin, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out all of said section before the words "Municipal Courts" in the third line. Further amend said section by striking out the word and figure "Chapter 70" in the sixth line and inserting in place thereof the words and figures, Chapters 70 and 151.

Amend paragraph I of said Section 1 by inserting after the word "hundred" in the tenth line the word dollars.

Amend paragraph II of said Section 1 by striking out the

words "cities and" where they occur in the first and third lines.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator George, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 236, An act relating to compensation of state employees for injuries received in course of employment by the state, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the words "the Workmen's Compensation Act" in the fifth and tenth lines and inserting in place thereof the words "Employers' Liability and Workmen's Compensation."

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

(Recess)

(See House Proceedings)

The Senate reassembled.

On motion of Senator Doe, the rules were suspended and all business in order for this afternoon at two o'clock was made in order at the present time.

THIRD READINGS

The following bills and joint resolutions were read a third time and passed.

House Bill No. 48, An act to close Scott pond at Fitzwilliam to pickerel fishing through the ice.

House Bill No. 57, An act relating to the closing of Mountain View lake in the town of Sunapee to ice fishing.

House Bill No. 137, An act regarding black bass.

House Bill No. 328, An act relating to the taking of pickerel.

House Joint Resolution No. 16, Joint resolution relative to a commission to investigate the question of freeing certain toll bridges over the Connecticut river.

House Joint Resolution No. 63, Joint resolution providing for the erection of a memorial for Henry Wilson.

(Recess)

The Senate reassembled.

On motion of Senator Steele, the Senate adjourned.

THURSDAY, MARCH 16, 1933.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Dale was granted leave of absence for the day on account of illness in the family.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 263, An act relating to licenses to hunt and fish.

House Bill No. 374, An act relating to the registration of voters in the city of Portsmouth.

House Bill No. 257, An act relative to transportation of pupils below the ninth grade.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in the passage of the following entitled bill sent down from the Honorable Senate:

Senate Bill No. 25, An act to safeguard in the existing emergency the interests of insurance policyholders.

READ AND REFERRED

The following entitled bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on Education,

House Bill No. 257, An act relative to transportation of pupils below the ninth grade.

To the Committee on Fisheries and Game,

House Bill No. 263, An act relating to licenses to hunt and fish.

To the Committee on the Judiciary,

House Bill No. 374, An act relating to the registration of voters in the city of Portsmouth.

COMMITTEE REPORTS

Senator Whitcomb, for the Committee on Ways and Means, to whom was referred House Bill No. 272, An act relative to the assessment of state and county taxes in unincorporated places and to the apportionment of public taxes, having considered the same, reported the same with the following amendment and recommended its passage.

Amend Section 7 of said bill by adding at the end thereof the following:

Provided, that the methods for assessment of state and county taxes in unincorporated places provided for in this act shall apply to taxes assessed for the biennium 1933-34 and the tax commission shall make the certification, provided for in Section 4, for said biennium immediately upon the passage of this act, so that said section as amended shall read as follows:

7. *Takes Effect.* This act shall take effect upon its passage, provided that the methods for assessment of state and county taxes in unincorporated places provided for in this act shall apply to taxes assessed for the biennium 1933-34 and the tax commission shall make the certification, provided for in Section 4, for said biennium immediately upon the passage of this act.

The report was accepted, amendment adopted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Whitcomb, for the Committee on Ways and Means, to whom was referred House Bill No. 316, An act relating to distributing bank taxes, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

MAJORITY AND MINORITY REPORTS

A majority of the Committee on the Judiciary, to whom was referred House Bill No. 289, An act relating to horse racing and creating a state racing commission, having considered the same, reported the same without amendment and recommended its passage.

CHARLES M. DALE,
RALPH H. GEORGE,
HAVEN DOE,

For a Majority of the Committee.

A minority of the Committee on the Judiciary, to whom was referred House Bill No. 289, An act relating to horse racing and creating a state racing commission, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

JAMES W. BIXLER,
ARTHUR P. GALE,

For a Minority of the Committee.

Senator Bixler moved that the report of the minority be substituted for that of the majority.

(Discussion ensued)

Senator Doe demanded a roll call.

The question being stated:

Shall the report of the minority be substituted for that of the majority?

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Gale, Alexander, Whitcomb and Bixler.

The following named Senators voted in the negative. Senators Kelley, Dickson, McLean, Sanborn, Quimby, Chesley, Houghton, Heald, Bouthillier, Steele, George, Jacobson, Murphy, Foley, Martel, Doe, Calef, Cole and Dale.

Four Senators having voted in the affirmative and nineteen Senators having voted in the negative, the negative prevailed and the motion to substitute the report of the minority for that of the majority was lost.

The question being stated:

Shall the recommendation of the committee be adopted?

On a *viva voce* vote the affirmative prevailed and the recommendation of the committee was adopted.

On motion of Senator George, the rules were suspended and the foregoing entitled bill was read a third time and passed.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

Senate Bill No. 25, An act to safeguard in the existing emergency the interests of insurance policyholders and beneficiaries.

House Bill No. 100, An act relative to public library commission.

House Bill No. 103, An act relative to reports by town clerks regarding public libraries.

House Bill No. 104, An act relating to disposal of books and reports in public libraries.

House Bill No. 265, An act to enable the Preachers Aid Society of the New England Annual Conference of the Methodist Episcopal Church to qualify as trustee under the will of Ella Sargent Albin.

House Bill No. 304, An act relating to prison labor.

House Bill No. 366, An act to change the name of the South Antrim Village Fire Precinct to Antrim Precinct.

On motion of Senator Doe, the rules were suspended and all business in order for this afternoon at two o'clock was made in order at the present time.

THIRD READINGS

The following entitled bills were read a third time and passed.

House Bill No. 272, An act relative to the assessment of state and county taxes in unincorporated places and to the apportionment of public taxes.

House Bill No. 316, An act relating to distributing bank taxes.

(Recess)

The Senate reassembled.

On motion of Senator Murphy, the Senate adjourned.

FRIDAY, MARCH 17, 1933.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Bixler was granted leave of absence for the day on account of important business.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 26, An act to compel banks to furnish information as to deposits of persons receiving or applying for public support.

House Bill No. 151, An act relating to train crossing signals.

House Bill No. 172, An act relative to liability for support of step-children.

House Bill No. 321, An act relating to sale of electricity to municipalities.

House Bill No. 369, An act relating to collection of accounts.

House Bill No. 376, An act relating to St. Mary's bank.

House Joint Resolution No. 73, Joint resolution for the relief of the towns of Allenstown and Epsom.

House Joint Resolution No. 113, relating to payment of bonus in recognition of war service of residents of New Hampshire.

House Joint Resolution No. 124, Joint resolution in favor of the estate of Stephen H. Emerson.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following bills, in the adoption of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

House Bill No. 179, An act in relation to the salary of the justice of the municipal court of Franklin.

House Bill No. 236, An act relating to compensation of state employees for injuries received in course of employment by the state.

On motion of Senator Doe, the Senate voted to concur with the House of Representatives in the adoption of amendments to the foregoing entitled bills.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following bills and joint resolutions:

House Bill No. 328, An act relating to the taking of pickerel.

House Joint Resolution No. 16, Joint resolution relative to a commission to investigate the question of freeing certain toll bridges over the Connecticut River.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bill.

Senate Bill No. 3, An act relating to the manner of voting by blind persons.

READ AND REFERRED

The following bills and joint resolutions sent up from the

House of Representatives were read a first and second time and referred:

To the Committee on Revision of Laws,

House Bill No. 26, An act to compel banks to furnish information as to deposits of persons receiving or applying for public support.

To the Committee on the Judiciary,

House Bill No. 151, An act relating to train crossing signals.

House Bill No. 172, An act relative to liability for support of step children.

House Bill No. 321, An act relating to sale of electricity to municipalities.

House Bill No. 369, An act relating to collection of accounts.

To the Committee on Banks,

House Bill No. 376, An act relating to St. Mary's bank.

To the Committee on Claims,

House Joint Resolution No. 73, Joint resolution for the relief of the towns of Allenstown and Epsom.

To the Committee on Finance,

House Joint Resolution No. 113, Joint resolution relating to payment of bonus in recognition of war service of residents of New Hampshire.

The following joint resolution sent up from the House of Representatives was read a first and second time.

House Joint Resolution No. 124, Joint resolution in favor of the estate of Stephen H. Emerson.

On motion of Senator Dickson, the rules were suspended, reference to committee dispensed with and the foregoing joint resolution was read a third time and passed.

On motion of Senator Chesley the rules were so far suspended as to allow the introduction of a committee report not previously advertised in the journal.

Senator Chesley, for the Committee on Agriculture, to whom was referred House Bill No. 371, An act relating to borrowing by farmers, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

On motion of the same Senator, the rules were further suspended and the foregoing entitled bill was read a third time and passed.

BILL RECALLED FROM GOVERNOR

On motion of Senator Chesley, the following resolution was adopted.

Resolved, That the Governor be requested to return to the Senate for further consideration the following entitled bill:

House Bill No. 311, An act regulating the transportation of poultry.

BILL RETURNED FROM GOVERNOR

Pursuant to the foregoing resolution, His Excellency, the Governor returned to the Senate for further consideration the following entitled bill.

House Bill No. 311, An act regulating the transportation of poultry.

On motion of Senator Chesley, the rules were so far suspended as to allow the reconsideration of the vote on

House Bill No. 311, An act regulating the transportation of poultry.

On motion of the same Senator the vote whereby the foregoing bill passed was reconsidered.

On motion of the same Senator, the vote whereby the foregoing bill was ordered to a third reading was reconsidered.

On motion of the same Senator, the bill was recommitted to the Committee on Agriculture.

(Recess)

The Senate reassembled.

BILL RECALLED FROM GOVERNOR

On motion of Senator George, the following resolution was adopted.

Resolved, That the Governor be requested to return to the Senate for further consideration the following entitled bill:

House Bill No. 28, An act to provide for the completion of a secondary system of highways.

BILL RETURNED FROM GOVERNOR

Pursuant to the foregoing resolution, His Excellency, the Governor returned to the Senate for further consideration the following entitled bill.

House Bill No. 28, An act to provide for the completion of a secondary system of highways.

On motion of Senator George, the rules were so far suspended as to allow the reconsideration of the vote on

House Bill No. 28, An act to provide for the completion of a secondary system of highways.

On motion of the same Senator, the vote whereby the foregoing bill passed was reconsidered.

On motion of the same Senator, the vote whereby the foregoing bill was ordered to a third reading was reconsidered.

On motion of Senator George, the following amendment was adopted.

Amend Section 2 of said bill by striking out the words "upon its passage" and inserting in place thereof the words and figures "January 1, 1934"; so that said section as amended shall read:

2. *Takes Effect.* This act shall take effect January 1, 1934.

and the bill was ordered to a third reading this afternoon at two o'clock.

On motion of the same Senator, the rules were suspended and the bill was read a third time and passed.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate.

House Bill No. 396, An act providing for the acceptance

of a gift by the late Caroline A. Fox to the State for forestry purposes.

The foregoing entitled bill sent up from the House of Representatives was read a first and second time.

On motion of Senator Alexander, the rules were suspended, reference to committee dispensed with, and the bill was read a third time and passed.

On motion of Senator Kelley, the Senate adjourned.

AFTERNOON

On motion of Senator Heald, the following resolution was adopted.

Resolved, That when the Senate adjourns today it adjourn to meet Monday evening at 7:00 o'clock.

On motion of Senator McLean, the Senate adjourned.

MONDAY, MARCH 20, 1933.

The Senate met according to adjournment.

Senator Chesley having assumed the Chair, read the following communication:

Peterboro, N. H., March 20, 1933.

SENATOR CHESLEY:

Please preside for me at this evening's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator Chesley declared the Senate adjourned.

TUESDAY, MARCH 21, 1933.

The Senate met according to adjournment.

LEAVES OF ABSENCE

Senator Whitcomb was granted leave of absence for the day on account of death in the family.

Senator Dale was granted leave of absence for the day on account of illness in the family and Senator Calef was granted leave of absence for the day on account of illness.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 157, An act relating to fishing through the ice in the towns of Hancock and Nelson.

House Bill No. 329, An act prohibiting fishing through the ice in Nutt pond in the city of Manchester.

House Bill No. 348, An act relative to the location of motor truck number plates.

House Bill No. 373, An act relating to regulation of highways by the highway commissioner and selectmen.

House Joint Resolution No. 55, Joint resolution in favor of Thomas J. Winn, Jr.

House Joint Resolution No. 78, Joint resolution in favor of Edward J. Cotnoir.

House Joint Resolution No. 90, Joint resolution in favor of the town of Hooksett.

House Joint Resolution No. 110, Joint resolution in favor of Thomas J. Turner.

House Bill No. 394, An act legalizing the proceedings of the annual town meeting held in the town of Greenville on March 14, 1933.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following bills.

House Bill No. 272, An act relative to the assessment of State and county taxes in unincorporated places and to the apportionment of public taxes.

The message further stated that the House of Representa-

tives had concurred with the Senate in the passage of the following bills.

Senate Bill No. 6, An act relating to investment of town trust funds.

Senate Bill No. 15, An act relating to itinerant vendors.

READ AND REFERRED

The following bills and joint resolutions were read a first and second time and referred

To the Committee on Fisheries and Game,

House Bill No. 157, An act relating to fishing through the ice in the towns of Hancock and Nelson.

House Bill No. 329, An act prohibiting fishing through the ice in Nutt pond in the city of Manchester.

To the Committee on Transportation,

House Bill No. 348, An act relative to the location of motor truck number plates.

To the Committee on Public Improvements,

House Bill No. 373, An act relating to regulation of highways by the highway commissioner and selectmen.

To the Committee on the Judiciary,

House Bill No. 394, An act legalizing the proceedings of the annual town meeting held in the town of Greenville on March 14, 1933.

To the Committee on Claims,

House Joint Resolution No. 55, Joint resolution in favor of Thomas J. Winn, Jr.

House Joint Resolution No. 78, Joint resolution in favor of Edward J. Cotnoir.

House Joint Resolution No. 90, Joint resolution in favor of the town of Hooksett.

House Joint Resolution No. 110, Joint resolution in favor of Thomas J. Turner.

COMMITTEE REPORTS

Senator George for the Committee on Engrossed Bills, to whom was referred House Bill No. 316, An act relating to distribution of bank taxes, having considered the same, re-

ported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend said bill by striking out Section 1 and inserting in place thereof the following:

1. *Bank Taxes.* Amend Section 16, Chapter 121 of the Public Laws, by inserting after the word "unknown" in the fourth line the words, or who reside in an unincorporated place, so that said section as amended shall read as follows:

16. *Literary Fund.* All taxes collected by the state upon the deposits, stock and attending accumulations of depositors and stockholders of savings banks, trust companies and other similar corporations, who do not reside in this state, or whose residence is unknown, or who reside in an unincorporated place, shall be known as the literary fund, and shall be used for the purposes of this title.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator George for the Committee on Engrossed Bills, to whom was referred House Bill No. 137, An act regarding black bass, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend said bill by striking out Section 1 and inserting in place thereof the following:

1. *Taking Through the Ice.* Amend Section 7, Chapter 200, of the Public Laws, as amended by Chapters 23 and 95 of the Laws of 1929, and by Chapters 45 and 101 of the Laws of 1931, by inserting after the words "January first" in the third line the words, except that bass shall not be taken through the ice, and, so that said section as amended shall read as follows: 7. *Black Bass.* Black bass not less than nine inches in length may be taken and possessed from July first to January first, except that bass shall not be taken through the ice, and except that in Lake Sunapee, Lake Winnepesaukee, Asquam lakes and Lake Wentworth in the towns of Wolfeboro bass may in addition be taken by the use of artificial flies, without weight, by casting only, from June fifteenth

to July first. A person may take in one day a total of not more than ten pounds of black bass provided that if he has taken less than ten pounds he shall be entitled to take one additional fish. Black bass of any size and in any quantity may be taken and possessed at any time from the waters of Partridge lake in the towns of Littleton and Lyman.

The report was accepted, amendment adopted, and the bill sent to the House of Representatives for concurrence in Senate amendment.

MESSAGE FROM THE GOVERNOR

His Excellency, the Governor, appeared and delivered the following message to the Senate.

March 21, 1933.

Mr. President,
Honorable Senators:

RACE TRACK BILL

In order to be prepared to act on House Bill No. 289, relating to horse racing and legalizing pari mutuel betting, I asked the Attorney General to prepare a memorandum setting out his opinion of the provisions of the act as it affects present legislation and as to its compliance with the provisions of the Constitution. A copy of this memorandum I am transmitting to you. The fact that this measure which legalizes horse track betting has been limited to a two-year trial period and that a large majority of both Houses of the Legislature, representing three-quarters of the people of the State, approved the bill has prompted me to ask that the Senate recall this bill for corrections and changes rather than attempting to meet this situation by a direct veto.

The exemptions in the bill as stated in the language of the Attorney General are probably unwise. The phrase "other fair associations" is indefinite. These uncertainties permit a means of evasion that should be corrected.

The constitutional questions in regard to taxation and revenue raised by the Attorney General can be answered by a request for an opinion by the Supreme Court. It is my understanding that permissive legislation under this act was

granted by the members of the General Court in the belief that substantial revenue would accrue to the state. Any uncertainty in this regard should be definitely removed. As the act now stands under the "Separability Clause," Section 26, the grants under the act would hold regardless of the constitutionality of the revenue clauses. The present investment in race track facilities in the state could easily be recovered with profit within a period of two years.

If the repealing clause at the end of the bill is narrowly construed, the winner in a pari mutuel fund could not sue to recover his gains; while if a broader interpretation of this repealing section is made by the court it might repeal all gambling laws on the statute books.

It would seem to me that in delegating authority to appoint commissioners under the act, the right of removal should also be granted. The members of the commission should be specifically excluded from having any pecuniary interest in any racing or the sale of pari mutuel pools licensed under the provisions of the bill.

The Florida statutes limit the attendance of minors at any race track where pari mutuel pools are sold. I find no similar protective clause in this bill.

I would recommend that paragraph 6, entitled "Assistants," be amended to specifically include policing. Section 14 should be amended by adding "and the rules and regulations prescribed by the commission." The penalty clause under Section 15 should be made to include any violation of the act or rules and regulations prescribed by the commission. Under Section 20 the audit of accounts should be certified not only by a public accountant qualified to practice in this state, but one approved by the commission.

The commission should have express power to investigate as to the direct and indirect ownership and control of the licensees and all expenses incurred by the commission in so doing should be at the expense of the licensee or the applicant for a license (much in the same manner as a public utility corporation must pay the expenses of investigations by the Public Service Commission under New Hampshire Law).

I know that you want this bill to be a valid contract properly provisioned and implemented to protect the interests of the State. I hope my suggestions and the Attorney General's opinion may be helpful to you in carrying out this objective.

March 16, 1933.

From: Francis W. Johnston, *Attorney-General*

Subject: House Bill No. 289

To Hon. John G. Winant

Concord, New Hampshire

Dear Governor Winant:

I understand that you desire my opinion as to House Bill No. 289 relating to horse racing.

County, town or other fair associations are exempt from the requirements for a license although they may conduct pari-mutuel pools, from the tax on admissions and from the requirement for a bond which is for the payment of the tax on the pari-mutuel pools and other purposes. County and town fair associations are not conducted by counties and towns but are private business associations, the same as other fair associations.

It seems to me that the discrimination hereby made is at least distinctly unwise.

The phrase "other fair associations" is very indefinite. It provides a very easy means of evading the requirements of the act and in such a way that a court probably could not ascertain it to be an evasion and so penalized.

Even from the point of view of the exercise of the police power there is a very grave question that this discrimination makes the bill unconstitutional.

"But even the police power, comprehensive as it admittedly is, has its limitations; and in this state, at least, it is subordinate to the equality of privilege and of burden secured by the bill of rights and guaranteed by the constitution in clearly expressed provisions which mean just what they declare." *State v. Jackman*, 69 N. H. 318, 331, 332. "The right of acquiring property and the rights of life and liberty,

which the second article of the bill puts together in a class of rights there described as natural, essential and inherent, are secured for all men." *Opinion of the Justices*, 66 N. H. 629, 631; *Aldrich v. Wright*, 53 N. H. 398, 399, 400."

State v. Ramseyer, 73 N. H. 31, at p. 34.

There are two provisions in the bill relating to taxation, so called, that for a tax of 3% on the pari-mutuel fund and a tax of 15% or 10¢ each whichever is greater on admissions. The question of whether a tax provision is constitutional is a difficult one.

It probably is fair to assume that these tax clauses are for the purpose of revenue. That has been the argument. The bill requires no fee in payment for the license.

The tax of 3% on the pari-mutuel fund is probably valid. While it does not call for the average of taxation of the estates tax, I believe it would be justified under the 1903 amendment to the constitution which made possible taxation of "other classes of property, including franchises and property when passing by will or inheritance."

As a revenue measure it seems to me that the tax on admissions may be unconstitutional. First, it may violate the constitutional provision for proportional and reasonable assessments in that county, town and other fair associations are exempt from this tax and in that in towns or cities that do not accept the act race meets may be conducted and the admissions are not subject to this tax. Second, the specific tax of 10¢ would seem to violate the same constitutional requirement of proportion and reasonableness.

"Except in the case of the tax upon polls, taxes are required to be laid *ad valorem*."

Opinion of the Justices, 82 N. H. 560 at p. 563.

If a tax on admissions is justified as a license fee or a tax under the police power similar to the former tax on spirituous liquors, I would answer as stated above, that the argument and apparent purposes of the bill is that large revenue will be produced. Either as a license fee or a tax similar to the former tax on liquor it would be unconstitutional if the discrimination in favor of county, town or other fair associations

or that in favor of cities or towns that do not accept the act is arbitrary. A license fee must be limited approximately to the cost of supervision and regulation.

"Where, however, the amount exacted is greatly in excess of the probable amount necessary to issue licenses and inspect and regulate the business, it is generally regarded as a tax for revenue and not a license tax."

37 C. J. 171.

The separable clause in Section 26 would seem to do more harm than good so far as the state is concerned. It would follow that if either or both tax provisions were invalid that the remainder of the act would stand and the state would lose the corresponding revenue.

The effect of the repealing clause in Section 28 is not certain. I should expect that under the authority of *Bank v. Tilton*, 82 N. H. 81 and *Pollard v. Gregg*, 77 N. H. 190, the only effect would be that conducting a pari-mutuel fund is legal and not subject to a penalty and that Sections 17 to 20 inclusive of Chapter 384 of the Public Laws are not repealed. If this narrow construction is followed then the winner could not sue to recover his gains and the subscribers could recover the money paid. If a broader view of the repealing section is adopted by the court, we might have the very undesirable result that all gambling laws are repealed. It certainly is desirable that the repealing section be more specific.

Very truly yours,

FRANCIS W. JOHNSTON (Signed)

Attorney-General

BILL RECALLED FROM GOVERNOR

On motion of Senator Doe, the following resolution was adopted.

Resolved, That the Governor be requested to return to the Senate for further consideration the following entitled bill:

House Bill No. 100, An act relating to Public Library Commission.

BILL RETURNED FROM GOVERNOR

Pursuant to the foregoing resolution, His Excellency, the Governor returned to the Senate for further consideration the following entitled bill.

House Bill No. 100, An act relating to Public Library Commission.

On motion of Senator Doe, the rules were so far suspended as to allow the reconsideration of the vote on House Bill No. 100, An act relating to Public Library Commission.

On motion of the same Senator, the vote whereby the foregoing entitled bill was passed was reconsidered.

On motion of the same Senator, the vote whereby the foregoing entitled bill was ordered to a third reading was reconsidered.

On motion of the same Senator, the bill was recommitted to the Committee on the Judiciary.

BILL RECALLED FROM GOVERNOR

On motion of Senator Doe, the following resolution was adopted.

Resolved, That the Governor be requested to return to the Senate for further consideration the following entitled bill:

House Bill No. 103, An act relative to reports by town clerks regarding public libraries.

BILL RETURNED FROM GOVERNOR

Pursuant to the foregoing resolution, His Excellency, the Governor returned to the Senate for further consideration the following entitled bill.

House Bill No. 103, An act relative to reports by town clerks regarding public libraries.

On motion of Senator Doe, the rules were so far suspended as to allow the reconsideration of the vote on House Bill No. 103, An act relative to reports by town clerks regarding public libraries.

On motion of the same Senator, the vote whereby the foregoing entitled bill was passed was reconsidered.

On motion of the same Senator, the vote whereby the foregoing entitled bill was ordered to a third reading was reconsidered.

On motion of the same Senator, the bill was recommitted to the Committee on the Judiciary.

BILL RECALLED FROM GOVERNOR

On motion of Senator Doe, the following resolution was adopted.

Resolved, That the Governor be requested to return to the Senate for further consideration the following entitled bill:

House Bill No. 104, An act relative to disposal of books and reports in public libraries.

BILL RETURNED FROM GOVERNOR

Pursuant to the foregoing resolution, His Excellency, the Governor returned to the Senate for further consideration the following entitled bill:

House Bill No. 104, An act relative to disposal of books and reports in public libraries.

On motion of Senator Doe, the rules were so far suspended as to allow the reconsideration of the vote on House Bill No. 104, An act relative to disposal of books and reports in public libraries.

On motion of the same Senator, the vote whereby the foregoing entitled bill passed was reconsidered.

On motion of the same Senator, the vote whereby the foregoing entitled bill was ordered to a third reading was reconsidered.

On motion of the same Senator, the bill was recommitted to the Committee on the Judiciary.

ORDER VACATED

Senator Jacobson offered the following resolution:

Resolved, That the order whereby Senate Bill No. 26, An act to establish financial control in the city of Manchester, be vacated and the bill be referred to a committee consisting of the Manchester delegation of the Senate.

The question being stated:

Shall the resolution be adopted?

On a *viva voce* vote the affirmative prevailed and the resolution was adopted.

BILL RECALLED FROM GOVERNOR

On motion of Senator Cole, the following resolution was adopted.

Resolved, That the Governor be requested to return to the Senate for further consideration the following entitled bill:

House Bill No. 289, An act relating to horse racing and creating a state racing commission.

BILL RETURNED FROM GOVERNOR

Pursuant to the foregoing resolution, His Excellency, the Governor returned to the Senate for further consideration the following entitled bill, House Bill No. 289, An act relating to horse racing and creating a state racing commission.

On motion of Senator Cole, the rules were so far suspended as to allow the reconsideration of the vote on House Bill No. 289, An act relating to horse racing and creating a state racing commission.

On motion of the same Senator, the vote whereby the foregoing entitled bill passed was reconsidered.

On motion of the same Senator, the vote whereby the foregoing entitled bill was ordered to a third reading was reconsidered.

On motion of the same Senator, the foregoing entitled bill was recommitted to the Committee on Judiciary.

(Recess)

The Senate reassembled.

On motion of Senator Cole the Senate adjourned.

AFTERNOON

On motion of Senator Cole the Senate adjourned.

WEDNESDAY, MARCH 22, 1933.

The Senate met according to adjournment.

LEAVES OF ABSENCE

Senator Dale was granted leave of absence for the day on account of illness in his family and Senator Calef was granted leave of absence for the day on account of illness.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:-

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 133, An act relating to the taking of rabbits.

House Bill No. 255 (In new draft), An act to regulate the traffic in intoxicating liquor.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following bill.

House Bill No. 28, An act to provide for the completion of a secondary system of highways.

READ AND REFERRED

The following entitled bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on Fisheries and Game,

House Bill No. 133, An act relating to the taking of rabbits.

To the Committee on Liquor Laws,

House Bill No. 255 (In new draft), An act to regulate the traffic in intoxicating liquor.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions:

Senate Bill No. 3, An act relating to the manner of voting by blind persons.

Senate Bill No. 6, An act relating to investment of town trust funds.

House Bill No. 48, An act to close Scott pond at Fitzwilliam to pickerel fishing through the ice.

House Bill No. 57, An act relating to the closing of Mountain View lake in the town of Sunapee to ice fishing.

House Bill No. 179, An act in relation to the salary of the justice of the municipal court of Franklin.

House Bill No. 236, An act relating to compensation of state employees for injuries received in the course of employment by the state.

House Bill No. 272, An act relative to the assessment of state and county taxes in unincorporated places and to the apportionment of public taxes.

House Bill No. 371, An act relating to borrowing by farmers.

House Joint Resolution No. 16, Joint resolution relative to a commission to investigate the question of freeing certain toll bridges over the Connecticut river.

House Joint Resolution No. 63, Joint resolution providing for the erection of a memorial for Henry Wilson.

House Joint Resolution No. 124, Joint resolution in favor of the estate of Stephen H. Emerson.

HAVEN DOE,
For the Committee.

INTRODUCTION OF BILL

Senator Alexander, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 27, An act relating to the settlement of paupers.

On motion of Senator George, the following resolution was adopted.

Resolved, That the Senate visit the site of the proposed Great Bay Bridge on Wednesday, March 29th and the Sergeant-at-arms be instructed to procure transportation for same.

(Recess)

The Senate reassembled.

MESSAGE FROM THE GOVERNOR

The following communication was received from His Excellency, the Governor.

To the Honorable Senate:

Gentlemen:

I am informed that a Committee of the Honorable Senate has rewritten House Bill Number 289, entitled "Relating to Horse Racing and Creating a State Racing Commission." In redrafting this bill, fifteen amendments have been suggested.

One of these amendments has to do with taxation and revenue. In my judgment a fixed tax on gate receipts is necessary in order to protect the State's interest in gate receipts. The income from admissions as shown by the experience of other states is so much less than profit obtained from pari mutuel pools that race track operators, as a matter of business judgment, make such charges subject to change. Therefore, in order to protect the State's tax interest in admissions a fixed charge of ten cents was written in the bill. This practical insurance of definite revenue from admissions is an essential part of the bill. This provision of the bill, however, is of doubtful constitutionality; but is so necessary that I again ask that this question be submitted to the Supreme Court for an advisory opinion.

New Hampshire has already suffered from the enactment of unconstitutional tax measures. The Legislature of 1925 was compelled to provide for the repayment of almost one million dollars of inheritance taxes. This money had already been collected and expended. Up to the present moment, the State Treasury has been paying for this "dead horse." I believe that before this legislation is enacted into

law that we should make certain that its provisions are constitutional.

The Attorney General advises me "that the wise course to follow is to have the question of the constitutionality of the specific tax presented to the Supreme Court and answered by that body." I am enclosing his entire opinion for your information and guidance. It is not my wish to unnecessarily delay the passage of this measure, and I believe the request to insure its constitutionality is in the interest of all concerned and can be definitely settled within a short period of time.

Sincerely,

JOHN G. WINANT,
Governor.

On motion of Senator Doe, the Senate adjourned.

AFTERNOON

On motion of Senator Cole, the Senate adjourned.

THURSDAY, MARCH 23, 1933.

The Senate met according to adjournment.

LEAVES OF ABSENCE

Senator Dale was granted leave of absence for the day on account of important business and Senator Calef was granted leave of absence for the day on account of illness.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 102, An act providing for the establishment of public library districts.

House Bill No. 170, An act relative to taking brook trout from Ellsworth Three ponds.

House Bill No. 221, An act permitting co-operative purchasing organizations to organize under co-operative marketing law.

House Bill No. 258, An act authorizing the town of Claremont to issue refunding notes or bonds.

House Bill No. 364, An act authorizing the town of Salem to issue serial bonds or notes.

House Bill No. 372, An act providing reciprocal relations in respect to legacy and succession taxes of estates of non-resident decedents.

House Bill No. 382, An act authorizing the town of Allentown to issue refunding notes or bonds.

House Bill No. 384, An act relating to the issuance of bonds by the county of Belknap.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills.

House Bill No. 137, An act regarding black bass.

House Bill No. 316, An act relating to distributing bank taxes.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following bill in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

House Bill No. 328, An act relating to the taking of pickerel.

Amend said bill by striking out Section 1 and inserting in place thereof the following:

1. *Pickerel; PeaporrIDGE pond.* Amend paragraph I of Section 11 of Chapter 200 of the Public Laws, as inserted by Chapter 65 of the Laws of 1931 and as amended by Chapter 19 of the Laws of 1933, by inserting after the words "Stinson lake in Rumney" the words, PeaporrIDGE pond in the towns of Madison and Conway, so that said paragraph as amended shall read as follows: I. Pickerel of any size and in any quantity may be taken and possessed at any time, from

Sunapee lake, Crystal lake in Enfield, Tewkesbury pond in Grafton, Elbow pond in Woodstock, Partridge lake in Lyman and Littleton, Pearl lake in Lisbon, Ogontz lake, Dodge pond, Round pond and Flag pond in Lyman, Ellsworth pond in Ellsworth, Merrymeeting lake in New Durham, Middleton reservoir in Middleton, Scobie's pond in Derry and Londonderry, Big Dan Hole pond in Ossipee and Tuftonboro, Mason pond in Orford, Rocky pond in Wentworth, Armington pond and Lake Tarleton in Piermont, Newfound lake in the towns of Hebron, Bridgewater, Bristol and Alexandria, Highland lake, Elbow pond and Bradley pond in Andover, Spofford lake in Chesterfield, Spectacle pond in Groton and Hebron, Rust pond in Wolfeboro, Mirror lake in Tuftonboro, Stinson lake in Rumney, PeaporrIDGE pond in the towns of Madison and Conway, Town Line pond in the towns of Dorchester and Wentworth, Trout pond in the town of Dorchester and Lamprey pond in the town of Orford, and in the Contoocook river from the Cheshire Mill pond outlet in Jaffrey to the Merrimack river, all waters of Coos county and all other streams in the state inhabited by trout, except Merrimack river, Powwow river, Winnepesaukee river, and Pemigewasset river.

On motion of Senator Martel, the Senate voted to concur with the House of Representatives in the adoption of the foregoing amendment.

READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on the Judiciary,

House Bill No. 102, An act providing for the establishment of public library districts.

House Bill No. 221, An act permitting cooperative purchasing organizations to organize under cooperative marketing law.

House Bill No. 258, An act authorizing the town of Claremont to issue refunding notes or bonds.

House Bill No. 364, An act authorizing the town of Salem to issue serial bonds or notes.

House Bill No. 372, An act providing reciprocal relations in respect to legacy and succession taxes of estates of non-resident decedents.

House Bill No. 382, An act authorizing the town of Allens-town to issue refunding notes or bonds.

House Bill No. 384, An act relating to the issuance of bonds by the county of Belknap.

To the Committee on Fisheries and Game,

House Bill No. 170, An act relative to taking brook trout from Ellsworth Three ponds.

On motion of Senator George, the rules were so far suspended as to allow the introduction of a committee report not previously advertised in the journal.

Senator George, for the Committee on the Judiciary, to whom was referred:

House Bill No. 289, An act relating to horse racing and creating a state racing commission, having considered the same, reported the same with the following amendments and recommended its passage.

Amend Section 1 of said bill by inserting in the third line after the word "appointed" the words "and may be for cause removed" and by adding at the end of said section the following: "And no member of the commission shall have any pecuniary interest in any racing or the sale of pari mutuel pools licensed under the provisions of this act," so that said section as amended shall read as follows:

1. *State Racing Commission.* There shall be and hereby is created a State Racing Commission consisting of three members who shall be appointed and may be for cause removed by the governor with the advice and consent of the council. One member shall be appointed for one year, one for two years and one for three years, and upon the expiration of their terms of office their successors shall be appointed for a term of three years. Any vacancy shall be filled by appointment for the unexpired term. The members shall serve until their successors are appointed and qualified. So far as

practicable they shall be persons interested in the establishment and development of a New Hampshire breed of thoroughbred horses and no member of the commission shall have any pecuniary interest in any racing or the sale of pari mutuel pools licensed under the provisions of this act.

Amend Section 6 of said bill by inserting in the third line after the word "necessary" the words "to provide adequate policing and," so that said section as amended shall read as follows:

6. *Assistants.* The commission, with the approval of the governor and council, is authorized to employ such assistants and employees as it may deem necessary to provide adequate policing and to carry out the purposes of this Act at such compensation on a per diem basis as the commission may prescribe.

Amend Section 11 of said bill by striking out the words "except a county, town or other fair association" so that said section as amended shall read: 11. *Races.* No person, association or corporation shall hold, conduct or operate any running or harness horse race or meet for public exhibition within the state without a license from the State Racing Commission.

Further amend said bill by striking out in Section 12 the words "except county, town or other fair associations" so that said section as amended shall read: 12. *License.* Any person, association or corporation desiring to hold a running or harness horse race or meet for public exhibition shall apply to said commission for a license to do so. The application shall be signed and sworn to by the person or executive officer of the association or corporation and shall contain the following information:

(a) The full name and address of the person, association or corporation.

(b) If an association, the names and residences of the members of the association.

(c) If a corporation, the name of the state under which it is incorporated with its principal place of business and the names and addresses of its directors and stockholders.

(d) The exact location where it is desired to conduct or hold races or race meets.

(e) Whether or not the racing plant is owned or leased, and if leased, the name and residence of the fee owner, or if a corporation of the directors and stockholders thereof.

(f) A statement of the assets and liabilities of the person, association or corporation making such application.

(g) Such other information as the commission may require.

Amend Section 13 of said bill by inserting at the end thereof the words: "The license of any corporation shall automatically cease upon the change in ownership, legal or equitable, of fifty per cent. or more of the voting stock of the corporation and the corporation shall not hold a running or harness horse race or meet for public exhibition without a new license," so that said section as amended shall read as follows: 13. *Issuance of license.* If the commission is satisfied that all the provisions of this act and the rules and regulations prescribed by the commission have been and will be complied with by the person, association or corporation applying for a license, it may issue a license which shall expire on the thirty-first day of December. The license shall set forth the name of the licensee, the place where the races or race meets are to be held, and the time and number of days during which racing may be conducted by said licensee. Any such license issued shall not be transferable or assignable. Said commission shall have power to revoke any license issued at any time for good cause upon reasonable notice and hearing. The license of any corporation shall automatically cease upon the change in ownership, legal or equitable, of fifty per cent. or more of the voting stock of the corporation and the corporation shall not hold a running or harness horse race or meet for public exhibition without a new license.

Amend Section 14 of said bill by adding at the end thereof the words "and the rules and regulations prescribed by the commission," so that said section as amended shall read as follows:

14. *Bond.* Every person, association or corporation li-

censed under this act shall before said license is issued give a bond to the state in such reasonable sum not exceeding \$50,000 as may be fixed by the commission with a surety or sureties to be approved by the commission conditioned to faithfully make the payments prescribed by this act and to keep its books and records and make reports as herein provided and to conduct its racing in conformity with this act and the rules and regulations prescribed by the commission.

Amend Section 15 of said bill by striking out the entire section and inserting in place thereof the following: 15. *Penalty.* Any person, association or corporation holding or conducting, or any person or persons aiding or abetting in the holding or conducting of any running or harness horse race or meet for public exhibition within the state without a license duly issued by said commission, or any person, association or corporation who violates any of the provisions of this act or who violates any of the rules and regulations prescribed by the commission shall be fined not more than five thousand dollars or imprisoned not more than one year or both.

Further amend said bill by striking out in Section 16 the words "or conducted by a county, town or other fair association" and by adding after the word "three" in line 17 the words, and one-half, so that said section as amended shall read: 16. *Pari Mutuel Pools.* Within the enclosure of any race track where is held a race or race meet licensed and conducted under this act but not elsewhere, the sale of pari mutuel pools under such regulations as may be prescribed by said commission is hereby permitted and authorized during the years 1933 and 1934. Commissions on such pools shall in no event and at no track exceed ten per cent., and the odd cents of all redistribution to be made on all mutuel contributions exceeding a sum equal to the next lowest multiple of five. Said maximum shall include the three and one-half per cent. tax hereinafter prescribed.

Further amend said bill by adding in Section 17 after the word "three" in line 4 the words, and one-half, so that said section as amended shall read: 17. *Tax on Pari Mutuel Pools.* Each person, association or corporation licensed to

conduct a race or race meet under this act shall pay to the state treasurer for the use of the state a sum equal to three and one-half per cent. of the total contributions to all pari mutuel pools conducted or made at any race or race meet licensed under this act.

Further amend said bill by striking out all of Section 18 and inserting in place thereof the following: 18. *Payment.* Said payment under the preceding section shall be made not later than seven days after each race and shall be accompanied by a report under oath showing the total of all said contributions to pari mutuel pools covered by such report and such other information as the commission may require.

Further amend said bill by striking out all of Section 19 and inserting in place thereof the following: 19. *Limitation.* No part of this act shall be construed to apply to any racing whatever except running or harness horse races.

Amend Section 20 of said bill by inserting at the end thereof the words "and approved by the commission" so that said section as amended shall read as follows:

20. *Records.* Every person, association or corporation conducting a race or race meet under this act shall so keep its books and records as to clearly show the total number of admissions and the total amount of money contributed to every pari mutuel pool on each race separately and the amount of money received daily from admission fees, and within sixty days after the conclusion of every race meeting shall submit to the commission a complete audit of its accounts, certified by a public accountant qualified to practice in the State of New Hampshire and approved by the commission.

Further amend said bill by striking out all of Section 21 and inserting in place thereof the following: 21. *Minors.* No minor whether attending a race or employed in any manner on or about a race track shall be permitted to participate in any pari mutuel pool or be admitted to any pari mutuel enclosure.

Amend Section 22 of said bill by adding at the end thereof the following: "Said commission shall have the further power

and authority to investigate as to the direct and indirect ownership and control of any licensee and any expense incurred by the commission in so doing shall be at the expense of such licensee or of the applicant for a license" so that said section as amended shall read as follows:

22. *Supervision.* Said commission shall have the power and authority to regulate, supervise and check the making of pari mutuel pools and the distributions therefrom. Said commission shall have the further power and authority to investigate as to the direct and indirect ownership and control of any licensee and any expense incurred by the commission in so doing shall be at the expense of such licensee or of the applicant for a license.

Further amend said bill by striking out all of Section 24 and inserting in place thereof the following: 24. *Effect on Other Laws.* All acts and parts of acts inconsistent with the provisions of this act are hereby amended to the extent of the provisions of this act, and Sections 17, 18, 19 and 20 of Chapter 384 of Public Laws shall not apply to pari mutuel pools provided for herein.

Further amend said bill by striking out all of Section 26 and renumbering Section 27 to read 26.

Further amend said bill by striking out in Section 28 the words "all acts and parts of acts inconsistent with this act are hereby repealed and" and by renumbering said section to read 27 so that said section as amended shall read: 27. *Takes Effect.* This act takes effect upon its passage.

The report was accepted, and the amendments adopted.

The question being stated:

Shall the bill be read a third time?

Senator Doe demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative. Senators Kelley, Dickson, McLean, Sanborn, Quimby, Chesley, Houghton, Heald, Bouthillier, Steele, George, Jacobson, Murphy, Foley, Martel, Doe, Cole and Dale.

The following named Senators voted in the negative. Senators Gale, Alexander, Whitcomb and Bixler.

Eighteen Senators having voted in the affirmative and four Senators having voted in the negative, the affirmative prevailed and the bill was ordered to a third reading this afternoon at two o'clock.

On motion of Senator George, the rules were suspended and the bill was read a third time and passed.

COMMITTEE REPORTS

Senator Dickson, for the Committee on Banks, to whom was referred House Bill No. 365, An act relating to banks, having considered the same reported the same with the following amendment and recommended its passage.

Amend the bill by striking out Sections 2, 7, 12, 13, 14, 15, 16 and 17, the substance thereof having been heretofore enacted through the passage of Senate Bill No. 24.

Further amend the bill by striking out Section 3.

Further amend the bill by striking out Section 8 and substituting in place thereof the following:

8. *Amendment.* Amend Section 8 of said Chapter 262 as amended by Section 4 of Chapter 89 of the Laws of 1927 and by Section 10 of Chapter 122 of the Laws of 1929, by striking out after the word "certificates" in the eighth line the following words: "provided that not exceeding fifteen per cent of the deposits may be so invested whenever the assets of any bank, as determined by the bank commissioner, shall exceed the deposits by as much as fifteen per cent thereof," so that said section as amended shall read as follows: 8. *Limitations.* Not exceeding sixty-five per cent of the deposits shall be invested in securities authorized under Sections 9 to 12 inclusive; not exceeding five per cent of the deposits shall be invested in the securities of any one company; and not exceeding ten per cent of the deposits shall be invested in securities authorized by Sections 9 to 12 inclusive other than bonds, notes, equipment securities and receivers' certificates. No investment shall be made in the securities of a corporation authorized by Paragraphs VIII, IX and X of Section 12 of this chapter, unless at least sixty-five per cent of the gross income of such corporation is de-

rived from the direct operation of its water, heat, ice, gas, electric light or electric power business, or a combination of two or more of the foregoing described businesses.

Further amend the bill by renumbering Section 4 to 2; Section 5 to 3; Section 6 to 4; Section 8 to 5; Section 9 to 6; Section 10 to 7; Section 11 to 8; Section 18 to 9; and Section 19 to 10; to conform with the prior amendments.

The report was accepted, amendment adopted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Dickson, for the Committee on Banks, to whom was referred House Bill No. 376, An act relating to St. Mary's bank, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Murphy, for the Committee on Public Health, to whom was referred:

House Bill No. 122, An act relating to the practice of chiropody.

House Bill No. 286, An act relating to practice of pharmacy and the sale of drugs.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills ordered to a third reading this afternoon at two o'clock.

MAJORITY AND MINORITY REPORTS

A majority of the Committee on the Judiciary, to whom was referred House Bill No. 45, An act relating to hours of labor, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

ARTHUR P. GALE,
PHILIP C. HEALD,
R. J. McLEAN,
EMMETT KELLEY,

For a majority of the Committee.

A minority of the Committee on Labor to whom was re-

ferred House Bill No. 45, An act relating to hours of labor, having considered the same, reported the same without amendment and recommended its passage.

JOHN A. FOLEY,

For a minority of the Committee.

The report of the majority was accepted.

Senator Foley moved that the report of the minority be substituted for that of the majority and with this question pending, it be made a special order for Tuesday, March 29th, at 11:01 o'clock.

(Discussion ensued)

The question being stated:

Shall the substituting of the minority report for that of the majority be made a special order?

Senator Foley demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative.

Senators Bouthillier, Steele, George, Jacobson, Murphy, Foley, Martel, Doe and Calef.

The following named Senators voted in the negative.

Senators Kelley, Dickson, McLean, Gale, Sanborn, Quimby, Alexander, Whitcomb, Chesley, Houghton, Cummings, Heald, Cole, Bixler and Dale.

Nine Senators having voted in the affirmative, and fifteen Senators having voted in the negative, the negative prevailed and the motion was lost.

The question being stated:

Shall the report of the minority be substituted for that of the majority?

(Discussion ensued)

Senator Foley demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative.

Senators Bouthillier, Steele, George, Jacobson, Murphy, Foley, Martel, Doe, Calef and Cole.

The following named Senators voted in the negative.

Senators Kelley, Dickson, McLean, Gale, Sanborn, Quimby,

Alexander, Whitcomb, Chesley, Houghton, Cummings, Heald, Bixler and Dale.

Ten Senators having voted in the affirmative and fourteen Senators having voted in the negative, the negative prevailed and the motion to substitute was lost.

The question being stated:

Shall the resolution of the majority, inexpedient to legislate, be adopted?

On a *viva voce* vote the affirmative prevailed and the resolution was adopted.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has voted to concur with the Honorable Senate in its amendments to the following bill.

House Bill No. 289, An act relating to horse racing and creating a state racing commission.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

Senate Bill No. 15, An act relating to itinerant vendors.

House Bill No. 137, An act regarding black bass.

House Bill No. 316, An act relating to bank taxes.

House Bill No. 396, An act providing for the acceptance of a gift by the late Caroline A. Fox to the state for forestry purposes.

HAVEN DOE,
For the Committee.

On motion of Senator Cole, the rules were suspended and all business in order for this afternoon at two o'clock was made in order at the present time.

On motion of Senator Martel, the rules were so far suspended as to allow the introduction of two committee reports not previously advertised in the journal.

Senator Martel, for the Committee on Fisheries and Game,

to whom was referred House Bill No. 24, An act relating to the taking of smelt, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

House Bill No. 157, An act relating to fishing through the ice in the towns of Hancock and Nelson, having considered the same reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading Tuesday morning at 11:01 o'clock.

On motion of Senator Doe, the rules were suspended and the bill was read a third time and passed.

THIRD READINGS

The following bills were read a third time and passed.

House Bill No. 365, An act relating to banks.

House Bill No. 122, An act relating to the practice of chiropody.

House Bill No. 286, An act relating to practice of pharmacy and the sale of drugs.

House Bill No. 376, An act relating to St. Mary's bank.

On motion of Senator Houghton, the following resolution was adopted.

Resolved, That when the Senate adjourns this morning it adjourn to meet tomorrow morning at 9:00 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7:00 o'clock.

On motion of Senator Cole, the Senate adjourned.

FRIDAY, MARCH 24, 1933.

The Senate met according to adjournment.

Senator George having assumed the Chair, read the following communication:

Peterboro, N. H., March 24, 1933.

SENATOR GEORGE:

Please preside for me at this morning's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator George declared the Senate adjourned.

MONDAY, MARCH 27, 1933.

The Senate met according to adjournment.

Senator Chesley having assumed the Chair, read the following communication:

Peterboro, N. H., March 27, 1933.

SENATOR CHESLEY:

Please preside for me at this evening's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator Chesley declared the Senate adjourned.

TUESDAY, MARCH 28, 1933.

The Senate met according to adjournment.

LEAVES OF ABSENCE

Senator Dale was granted leave of absence for the day on account of important business.

Senator Martel was granted leave of absence for the day on account of death in the family.

Senator Calef was granted leave of absence for the day on account of illness.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 129 (In new draft and new title), An act providing for a personnel board for the selection of fish and game wardens and deputy wardens.

House Bill No. 267, An act relating to the taking of salt water smelt.

House Bill No. 324, An act relating to the terms of the Superior Court.

House Bill No. 354, An act to better provide for financing new construction of sewer systems and sewage disposal works.

House Bill No. 336, An act relating to duties of fire wards.

House Bill No. 368, An act relating to closing Zephyr lake in Greenfield for an indefinite period.

House Bill No. 377, An act relating to records of layouts of trunk line and state aid highways.

House Bill No. 84, An act to change the name of Colby Academy to Colby Junior College for Women.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bill.

Senate Bill No. 8, An act relating to the taking of lake trout and salmon through the ice from Lake Massabesic.

READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on Education,

House Bill No. 84, An act to change the name of Colby Academy to Colby Junior College for Women.

To the Committee on Fisheries and Game,

House Bill No. 129 (In new draft and new title), An act

providing for a personnel board for the selection of fish and game wardens and deputy wardens.

House Bill No. 267, An act relating to the taking of salt water smelt.

House Bill No. 368, An act relating to closing Zephyr lake in Greenfield for an indefinite period.

To the Committee on Revision of Laws,

House Bill No. 324, An act relating to the terms of the Superior Court.

House Bill No. 354, An act to better provide for financing new construction of sewer systems and sewage disposal works.

House Bill No. 336, An act relating to duties of fire wards.

To the Committee on Public Improvements,

House Bill No. 377, An act relating to records of layouts of trunk line and state aid highways.

COMMITTEE REPORTS

Senator George, for the Committee on Engrossed Bills, to whom was referred,

House Bill No. 101, An act relative to contracts for library service, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by inserting before the word "public" where it occurs in the twenty-first line the word free.

Amend Section 2 of said bill by inserting before the word "public" where it occurs in the eighth and seventeenth lines the word free.

Amend Section 3 of said bill by inserting before the word "public" where it occurs in the ninth, the fourteenth and the twenty-first lines the word free.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator George, for the Committee on Engrossed Bills, to whom was referred,

House Bill No. 122, An act relating to the practice of chiropody, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the words "substituting therefor" in the third and fourth lines and inserting in place thereof the words, inserting in place thereof.

Further amend said Section 1 by adding before the word "received" in the eighteenth line the word, have.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

(Senator Doe in Chair)

Senator George, for the Committee on Engrossed Bills, to whom was referred,

House Bill No. 157, An act relating to fishing through the ice in the towns of Hancock and Nelson, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend said bill by striking out Section 1 and inserting in place thereof the following:

1. *Repeal.* Chapter 88 of the Laws of 1931, closing for ice fishing Nubanusit lake and Spoonwood pond in the towns of Hancock and Nelson, is hereby repealed.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator George, for the Committee on Engrossed Bills, to whom was referred,

House Bill No. 286, An act relating to the practice of pharmacy and the sale of drugs, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the first two lines and inserting in place thereof the following:

1. *Sale of Drugs.* Amend Section 41 of Chapter 210 of the Public Laws, as amended by Section 4, Chapter 123, of

the Laws of 1931, by striking out all of said section and inserting in place thereof the following:

Further amend said bill by adding after Section 1 the following new section:

2. *Amendment.* Amend Section 54 of Chapter 210 of the Public Laws by adding after the word "chapter" in the first line the words, except as otherwise provided, so that said section as amended shall read as follows: 54. *Penalty.* Any person violating the provisions of this chapter, except as otherwise provided, shall be fined not less than fifty nor more than five hundred dollars, or imprisoned not more than one year, or both.

Further amend said bill by renumbering Section 2 to read Section 3.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator George, for the Committee on Engrossed Bills, to whom was referred,

House Bill No. 376, An act relating to St. Mary's bank, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An act relating to La Caisse Populaire Ste-Marie or St. Mary's bank.

Amend Section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Borrowing.* Amend Chapter 303 of the Laws of 1909, as amended by Chapter 284 of the Laws of 1915, Chapter 339 of the Laws of 1917 and Chapter 340 of the Laws of 1925, by adding after Section 5 the following new section: Sect. 5-a. Said association may, with the written approval of the bank commissioner, borrow money and give its notes and pledge its securities therefor in the manner and form prescribed for savings banks.

Amend Section 2 of the said bill by adding after the word "services" in the thirty-eighth line the words, as directors.

Amend the second section which is numbered "2" by numbering it 3.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

Senate Bill No. 8, An act relating to the taking of lake trout and salmon through the ice from Lake Massabesic.

House Bill No. 289, An act relating to horse racing and creating a state racing commission.

House Bill No. 328, An act relating to the taking of pickerel.

HAVEN DOE,
For the Committee.

On motion of Senator Doe, the following resolution was adopted.

Resolved, That when the Senate adjourns to-day it be to meet tomorrow morning at ten o'clock.

On motion of Senator Cole the rules were suspended and all business in order for this afternoon at two o'clock was made in order at the present time.

On motion of Senator Houghton, the Senate adjourned.

WEDNESDAY, MARCH 29, 1933.

The Senate met according to adjournment.

LEAVES OF ABSENCE

Senators Dale and Alexander were granted leave of absence for the day on account of important business.

Senator Calef was granted leave of absence for the day on

account of illness and Senator Martel on account of death in his family.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 98, An act relating to the practice of embalming.

House Bill No. 184, An act relating to non-resident fishing licenses.

House Bill No. 359, An act relating to druggists' permits for sale of intoxicating liquor at wholesale.

House Bill No. 370, An act relating to the manufacture of malt beverages.

READ AND REFERRED

The following bills which were sent up from the House of Representatives were read a first and second time and referred to the Committee on Revision of Laws:

House Bill No. 98, An act relating to the practice of embalming.

To the Committee on Liquor Laws,

House Bill No. 359, An act relating to druggists' permits for sale of intoxicating liquor at wholesale.

House Bill No. 370, An act relating to the manufacture of malt beverages.

To the Committee on Fisheries and Game,

House Bill No. 184 (In new draft and new title), An act relating to non-resident fishing licenses.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills.

House Bill No. 122, An act relating to the practice of chiropractic.

House Bill No. 101, An act relative to contracts for library service.

House Bill No. 157, An act relating to fishing through the ice in the towns of Hancock and Nelson.

House Bill No. 286, An act relating to practice of pharmacy and the sale of drugs.

House Bill No. 376, An act relating to St. Mary's bank.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following bill.

House Bill No. 365, An act relating to banks.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following bills, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate.

House Bill No. 28, An act to provide for the completion of a secondary system of highways.

Amend said bill by striking out Section 1 and inserting in place thereof the following:

1. *State-Aided Highways.* Amend Section 24 of Chapter 84 of the Public Laws by striking out all of said section and inserting in place thereof the following: 24. *Joint Fund; Expenditure.* The amount of money set apart by such city or town as applies for state aid, as provided in Sections 18 and 19, with the amount apportioned by the highway commissioner, as provided in Section 21, shall constitute a joint fund to be used for the permanent improvement of only such highways within such city or town as the commissioner shall have designated before February fifteenth of each year. No part of said joint fund shall be expended on any highway within the compact portion of any city or town, except in towns of less than twenty-five hundred population, such compact portion to be determined by the commissioner.

On motion of Senator Cole, the Senate voted to concur with the House of Representatives in the adoption of the foregoing amendment.

COMMITTEE REPORTS

Senator Jacobson for the Committee on Claims, to whom was referred:

House Joint Resolution No. 55, Joint resolution in favor of Thomas J. Winn, Jr.

House Joint Resolution No. 73, Joint resolution for the relief of the towns of Allentown and Epsom.

House Joint Resolution No. 90, Joint resolution in favor of the town of Hooksett.

House Joint Resolution No. 110, Joint resolution in favor of Thomas J. Turner.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolutions referred to the Committee on Finance under the rules.

Senator George, for the Committee on the Judiciary, to whom was referred:

House Bill No. 151, An act relating to train crossing signals.

House Bill No. 172, An act relative to liability for support of step-children.

House Bill No. 258, An act authorizing the town of Claremont to issue refunding notes or bonds.

House Bill No. 364, An act authorizing the town of Salem to issue serial bonds or notes.

House Bill No. 382, An act authorizing the town of Allentown to issue refunding notes or bonds.

House Bill No. 384, An act relating to the issuance of bonds by the county of Belknap.

House Bill No. 394, An act legalizing the proceedings of the annual town meeting held in the town of Greenville on March 14, 1933.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

Senator Heald, for the Committee on Agriculture to whom was referred:

House Bill No. 311 (In Senate new draft), An act regulating the transportation of poultry, having considered the same, reported the same in new draft and recommended its passage.

The report was accepted and the bill in new draft ordered to a third reading this afternoon at two o'clock.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 122, An act relating to the practice of chiropody.

House Bill No. 157, An act relating to fishing through the ice in the towns of Hancock and Nelson.

HAVEN DOE,

For the Committee.

On motion of Senator Cole the rules were suspended and all business in order for this afternoon at two o'clock was made in order at the present time.

THIRD READINGS

The following bills were read a third time and passed.

House Bill No. 151, An act relating to train crossing signals.

House Bill No. 172, An act relative to liability for support of step-children.

House Bill No. 258, An act authorizing the town of Claremont to issue refunding notes or bonds.

House Bill No. 364, An act authorizing the town of Salem to issue serial bonds or notes.

House Bill No. 382, An act authorizing the town of Allentown to issue refunding notes or bonds.

House Bill No. 384, An act relating to the issuance of bonds by the county of Belknap.

House Bill No. 394, An act legalizing the proceedings of

the annual town meeting held in the town of Greenville on March 14, 1933.

House Bill No. 311 (In Senate new draft), An act regulating the transportation of poultry.

On motion of Senator Kelley, the Senate adjourned.

THURSDAY, MARCH 30, 1933.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Calef was granted leave of absence for the day on account of illness.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolutions, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 82, An act relative to the legal catch of brook trout.

House Bill No. 105, An act to authorize the town of Hinsdale to protect sources of water supply and construct water-works.

House Bill No. 388, An act authorizing the town of Northwood to issue refunding notes or bonds.

House Bill No. 390, An act to enable the town of Pembroke to refund its bonded indebtedness.

House Bill No. 220, An act relating to carriers of property for hire on the public highways.

House Bill No. 230, An act relative to the board of public works for the city of Portsmouth.

House Bill No. 400, An act relating to the grading of apples and marking of apple containers.

House Joint Resolution No. 68, Joint resolution in favor of the town of Lincoln. (Ed Anton.)

House Joint Resolution No. 69, Joint resolution in favor of the town of Lincoln. (Bert Larue.)

House Joint Resolution No. 70, Joint resolution in favor of the town of Lincoln. (Henry Larue.)

House Joint Resolution No. 11, Joint resolution to reimburse the town of Antrim for expenses incurred by an accident suffered by Alfred Bezio while employed by the highway department.

READ AND REFERRED

The following bills and joint resolutions sent up from the House of Representatives were read a first and second time and referred

To the Committee on the Judiciary,

House Bill No. 105, An act to authorize the town of Hinsdale to protect sources of water supply and construct water-works.

House Bill No. 230, An act relative to the board of public works for the city of Portsmouth.

House Bill No. 390, An act to enable the town of Pembroke to refund its bonded indebtedness.

House Bill No. 388, An act authorizing the town of Northwood to issue refunding notes or bonds.

To the Committee on Agriculture,

House Bill No. 300, An act relating to the grading of apples and marking of apple containers.

To the Committee on Fisheries and Game,

House Bill No. 82, An act relative to the legal catch of brook trout.

To the Committee on Claims,

House Joint Resolution No. 68, Joint resolution in favor of the town of Lincoln (Ed Anton).

House Joint Resolution No. 69, Joint resolution in favor of the town of Lincoln (Bert Larue).

House Joint Resolution No. 70, Joint resolution in favor of the town of Lincoln (Henry Larue).

House Joint Resolution No. 111, Joint resolution to reimburse the town of Antrim for expenses incurred by an accident suffered by Alfred Bezio while employed by the highway department.

To the Committee on Transportation,

House Bill No. 220, An act relating to carriers of property for hire on the public highways.

COMMITTEE REPORTS

Senator Quimby, for the Committee on Finance, to whom was referred

House Joint Resolution No. 55, Joint resolution in favor of Thomas J. Winn, Jr.

House Joint Resolution No. 73, Joint resolution for the relief of the towns of Allenstown and Epsom.

House Joint Resolution No. 90, Joint resolution in favor of the town of Hooksett.

House Joint Resolution No. 110, Joint resolution in favor of Thomas J. Turner.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolutions ordered to a third reading this afternoon at two o'clock.

On motion of Senator George, the rules were so far suspended as to allow the introduction of a committee report not previously advertised in the journal.

Senator George, for the Committee on Public Improvements, to whom was referred

House Bill No. 225, An act to establish a continuous highway from the east side trunk highway in Newington to the New Hampshire College Road at Coe's Corner in Newington, having considered the same, reported the same without amendment and recommended its passage. .

The report was accepted and the bill referred to the Committee on Finance under the rules.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills.

House Bill No. 28, An act to provide for the completion of a secondary system of highways.

House Bill No. 101, An act relative to contracts for library service.

House Bill No. 286, An act relating to the practice of pharmacy and the sale of drugs.

House Bill No. 376, An act relating to La Caisse Populaire Ste-Marie or St. Mary's Bank.

HAVEN DOE,
For the Committee.

On motion of Senator Doe, the rules were suspended and all business in order for this afternoon at two o'clock was made in order at the present time.

THIRD READINGS

The following joint resolutions were read a third time and passed.

House Joint Resolution No. 55, Joint resolution in favor of Thomas J. Winn, Jr.

House Joint Resolution No. 73, Joint resolution for the relief of the towns of Allenstown and Epsom.

House Joint Resolution No. 90, Joint resolution in favor of the town of Hooksett.

House Joint Resolution No. 110, Joint resolution in favor of Thomas J. Turner.

On motion of Senator Cole, the following resolution was adopted.

Resolved, That when the Senate adjourns this morning it adjourn to meet tomorrow morning at 9:00 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7:00 o'clock.

On motion of Senator Kelley, the Senate adjourned.

FRIDAY, MARCH 31, 1933.

The Senate met according to adjournment.

Senator George having assumed the Chair, read the following communication:

Peterboro, N. H., March 31, 1933.

SENATOR GEORGE:

Please preside for me at this morning's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator George declared the Senate adjourned.

MONDAY, APRIL 3, 1933.

The Senate met according to adjournment.

Senator Chesley having assumed the Chair, read the following communication:

Peterboro, N. H., April 3, 1933.

SENATOR CHESLEY:

Please preside for me at this evening's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator Chesley declared the Senate adjourned.

TUESDAY, APRIL 4, 1933.

The Senate met according to adjournment.

LEAVES OF ABSENCE

Senator Dickson was granted leave of absence for the week on account of important business.

Senator Calef was granted leave of absence for the day on account of illness.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills, and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 141, An act relating to bob cat bounty.

House Bill No. 315, An act to provide for one day rest in seven.

House Bill No. 398, An act relating to interstate transportation of poor and indigent persons.

House Joint Resolution No. 121, Joint resolution in favor of Augustus S. Glidden of Alton.

READ AND REFERRED

The following bills and joint resolutions sent up from the House of Representatives were read a first and second time and referred

To the Committee on the Judiciary,

House Bill No. 398, An act relating to interstate transportation of poor and indigent persons.

To the Committee on Labor,

House Bill No. 315, An act to provide for one day rest in seven.

To the Committee on Fisheries and Game, House Bill No. 141, An act relating to bob cat bounty.

To the Committee on Claims, House Joint Resolution No. 121, Joint resolution in favor of Augustus S. Glidden of Alton.

COMMITTEE REPORTS

Senator George for the Committee on the Judiciary, to whom was referred:

House Bill No. 221, An act permitting cooperative pur-

chasing organizations to organize under cooperative marketing law.

House Bill No. 321, An act relating to sale of electricity to municipalities.

House Bill No. 369, An act relating to collection of accounts.

House Bill No. 372, An act providing reciprocal relations in respect to legacy and succession taxes of estates of non-resident decedents.

House Bill No. 374, An act relating to the registration of voters in the city of Portsmouth.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

Senator Jacobson, for the Committee on Revision of Laws, to whom was referred:

House Bill No. 158, An act relating to motor boat registration.

House Bill No. 159, An act relating to motor boat fees.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

Senator Martel, for the Committee on Fisheries and Game, to whom was referred:

House Bill No. 133, An act relating to the taking of rabbits.

House Bill No. 263, An act relating to licenses to hunt and fish.

House Bill No. 329, An act prohibiting fishing through the ice in Nutt pond in the city of Manchester.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

Senator Bouthillier, for the Committee on Military Affairs, to whom was referred House Bill No. 342, An act relating to

soldiers aid, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Doe, for the Committee on Engrossed Bills, to whom was referred House Bill No. 258, An act authorizing the town of Claremont to issue refunding notes or bonds, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend Section 2 of said bill by inserting after the word "constitute" in the fifteenth line the words, security for.

The report was accepted, amendment adopted, and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator Doe, for the Committee on Engrossed Bills, to whom was referred House Joint Resolution No. 55, Joint resolution in favor of Thomas J. Winn, Jr., having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend said joint resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of two hundred and fifty dollars (\$250) be allowed and paid to Thomas J. Winn, Jr., in full settlement of damages which he sustained while on duty as an employee of the state highway department, and said sum shall be a charge upon the highway funds.

The report was accepted, amendment adopted and the joint resolution sent to the House of Representatives for concurrence in Senate amendment.

Senator Doe, for the Committee on Engrossed Bills, to whom was referred House Joint Resolution No. 73, Joint resolution for the relief of the towns of Allentown and Epsom, having considered the same, reported the same, under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend said joint resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of five hundred fifty-four dollars and fifty-two cents (\$554.52) be allowed and paid to the town of Allentown and the sum of two hundred fourteen dollars and fourteen cents (\$214.14) be allowed and paid to the town of Epsom to reimburse said towns for one-half the expense of fighting a forest fire in said towns, and the governor is hereby authorized to draw his warrant for said sums out of any money in the treasury not otherwise appropriated.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator Doe, for the Committee on Engrossed Bills, to whom was referred House Bill No. 151, An act relating to train crossing signals, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the words "propelled railroad car" in the fifteenth and sixteenth lines and inserting in place thereof the words, rail motor car.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

On motion of Senator Doe, the rules were so far suspended as to allow all business in order for this afternoon at two o'clock to be made in order at the present time.

THIRD READINGS

The following bills were read a third time and passed.

House Bill No. 221, An act permitting cooperative purchasing organizations to organize under cooperative marketing law.

House Bill No. 321, An act relating to sale of electricity to municipalities.

House Bill No. 369, An act relating to collection of accounts.

House Bill No. 372, An act providing reciprocal relations in respect to legacy and succession taxes of estates of non-resident decedents.

House Bill No. 374, An act relating to the registration of voters in the city of Portsmouth.

House Bill No. 158, An act relating to motor boat registration.

House Bill No. 159, An act relating to motor boat fees.

House Bill No. 133, An act relating to the taking of rabbits.

House Bill No. 263, An act relating to licenses to hunt and fish.

House Bill No. 329, An act prohibiting fishing through the ice in Nutt pond in the city of Manchester.

House Bill No. 342, An act relating to soldiers' aid.

On motion of Senator Houghton, the Senate was in recess until 1:59 o'clock.

The Senate reassembled.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 416, An act for the relief of towns, cities and counties through the authorization under certain conditions and restrictions of the issuance with state guarantee of emergency notes and bonds by the towns, cities and counties.

READ AND REFERRED

The following entitled bill sent up from the House of Representatives was referred to the Committee on the Judiciary.

House Bill No. 416, An act for the relief of towns, cities and counties through the authorization under certain conditions and restrictions of the issuance with state guarantee of emergency notes and bonds by the towns, cities and counties.

On motion of Senator Doe, the rules were so far suspended as to allow the introduction of a committee report not previously advertised in the journal.

Senator Dale, for the Committee on the Judiciary, to whom was referred, House Bill No. 416, An act for the relief of towns, cities and counties through the authorization under certain conditions and restrictions of the issuance with state guarantee of emergency notes and bonds by the towns, cities and counties.

The report was accepted and the bill was ordered to a third reading tomorrow morning at 11 o'clock.

On motion of Senator Doe, the rules were suspended and the bill was read a third time and passed.

On motion of Senator Kelley the Senate adjourned.

WEDNESDAY, APRIL 5, 1933.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 80 (In new draft), An act to regulate the use of aircraft.

House Bill No. 121, An act relating to domestic life insurance companies.

House Bill No. 182, An act relating to deer.

House Bill No. 222, An act relative to sale of securities.

House Bill No. 226, An act relating to investigations by the insurance commissioner.

House Bill No. 383, An act relating to navigation.

House Bill No. 385, An act relating to operation of motor vehicles.

House Bill No. 392, An act to regulate the taking of salmon in Umbagog lake, Androscoggin river and Connecticut river.

House Bill No. 131, An act relating to black bear.

READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on Transportation,

House Bill No. 80 (In new draft), An act to regulate the use of aircraft.

House Bill No. 383, An act relating to navigation.

House Bill No. 385, An act relating to operation of motor vehicles.

To the Committee on Insurance,

House Bill No. 121, An act relating to domestic life insurance companies.

House Bill No. 222, An act relative to sale of securities.

House Bill No. 226, An act relating to investigations by the insurance commissioner.

To the Committee on Fisheries and Game,

House Bill No. 131, An act relating to black bear.

House Bill No. 182, An act relating to deer.

House Bill No. 392, An act to regulate the taking of salmon in Umbagog lake, Androscoggin river and Connecticut river.

COMMITTEE REPORTS

Senator Heald, for the Committee on Agriculture, to whom was referred

House Bill No. 400, An act relating to the grading of apples and making of apple containers, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill ordered to a third reading this afternoon at two o'clock.

Senator Doe, for the Committee on Education, to whom was referred

House Bill No. 84, An act to change the name of Colby Academy to Colby Junior College for Women.

House Bill No. 257, An act relative to transportation of pupils below the ninth grade.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

On motion of Senator Dale, the rules were so far suspended as to allow the introduction of four committee reports not previously advertised in the journal.

Senator Dale, for the Committee on the Judiciary, to whom was referred

House Bill No. 230, An act relative to the board of public works for the city of Portsmouth.

House Bill No. 388, An act authorizing the town of Northwood to issue refunding notes or bonds.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

Senator Dale, for the Committee on the Judiciary, to whom was referred

House Bill No. 390, An act to enable the town of Pembroke to refund its bonded indebtedness, having considered the same, reported the same with the following amendment and recommended its passage.

Amend said bill by striking out Section 2 and renumbering Sections 3 and 4 so that said sections as amended shall read as follows:

Section 1. *Authorization:* The town of Pembroke, New Hampshire, is hereby authorized to issue its bonds or notes on the credit of the town for a sum not to exceed ninety thousand dollars (\$90,000) for the purpose of retiring its water bonds that mature February 1, 1934.

2. *Application of General Laws.* Except as otherwise provided in this act, the provisions of the Municipal Bond statute shall apply to the bonds or notes issued.

3. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at two o'clock.

Senator Dale, for the Committee on the Judiciary, to whom was referred

Senate Bill No. 22, An act to regulate charges by public utilities, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate because this is matter for Public Service Commission rather than the Legislature.

The report was accepted and the resolution of the committee adopted.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions:

House Bill No. 172, An act relative to liability for support of stepchildren.

House Bill No. 364, An act authorizing the town of Salem to issue serial bonds or notes.

House Bill No. 382, An act authorizing the town of Allentown to issue refunding notes or bonds.

House Bill No. 384, An act relating to the issuance of bonds by the county of Belknap.

House Bill No. 394, An act legalizing the proceedings of the annual town meeting held in the town of Greenville on March 14, 1933.

House Bill No. 416, An act for the relief of towns, cities and counties through the authorization under certain conditions and restrictions of the issuance with state guarantee of emergency notes and bonds by the towns, cities and counties.

House Joint Resolution No. 90, Joint resolution in favor of the town of Hooksett.

House Joint Resolution No. 110, Joint resolution in favor of Thomas J. Turner.

HAVEN DOE,
For the Committee.

INTRODUCTION OF JOINT RESOLUTION

Senator George, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following Senate joint resolution which was read a first and second time, laid upon the table to be printed and referred to the Committee on Claims.

Senate Joint Resolution No. 2, Joint resolution in favor of the estate of George Quinn.

On motion of Senator Dale, the rules were so far suspended as to allow all business in order for this afternoon to be made in order at the present time.

THIRD READINGS

The following bills were read a third time and passed.

House Bill No. 400, An act relating to the grading of apples and making of apple containers.

House Bill No. 84, An act to change the name of Colby Academy to Colby Junior College for Women.

House Bill No. 257, An act relative to transportation of pupils below the ninth grade.

House Bill No. 230, An act relative to the board of public works for the city of Portsmouth.

House Bill No. 388, An act authorizing the town of Northwood to issue refunding notes or bonds.

House Bill No. 390, An act to enable the town of Pembroke to refund its bonded indebtedness.

On motion of Senator Bouthillier the Senate adjourned.

THURSDAY, APRIL 6, 1933.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 183, An act to regulate trapping.

House Bill No. 393, An act relating to brook trout.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills and joint resolutions:

House Bill No. 151, An act relating to train crossing signals.

House Bill No. 258, An act authorizing the town of Claremont to issue refunding notes or bonds.

House Joint Resolution No. 55, Joint resolution in favor of Thomas J. Winn, Jr.

House Joint Resolution No. 73, Joint resolution for the relief of the towns of Allenstown and Epsom.

READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred:

To the Committee on Fisheries and Game,

House Bill No. 183, An act to regulate trapping.

House Bill No. 393, An act relating to brook trout.

INTRODUCTION OF BILL

Senator Houghton, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following Senate bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Judiciary.

Senate Bill No. 28, An act relative to the acceptance by the town of Alstead of a gift from the late Charles N. Vilas.

On motion of Senator Houghton, the rules were suspended, printing and reference to committee dispensed with, and the foregoing bill was read a third time and passed.

COMMITTEE REPORTS

Senator Quimby for the Committee on Finance, to whom was referred House Bill No. 225, An act to establish a continuous highway from the East Side Trunk highway in New-

ington to the New Hampshire College road at Coe's corner in Durham, having considered the same, reported the same with the following amendments and recommended that the bill as amended ought to pass.

Amend House Bill No. 225 by striking out in line 8 of Section 7 of said bill the words "twenty-five years from the date of issue and any twenty-five year bonds shall be callable in fifteen years" and substituting therefor the words twenty years from the date of issue and all bonds shall be callable any time after twelve years; so that said section shall read as follows:

Bonds Authorized. The state treasurer is hereby authorized, under direction of the governor and council, to borrow upon the credit of the state not exceeding one million one hundred thousand dollars (\$1,100,000.00) for the purpose of carrying into effect the provisions of this act and for that purpose may issue bonds and notes in the name and on behalf of the state of New Hampshire at a rate of interest to be determined by the governor and council. The maturity dates of such bonds shall be determined by the governor and council, but in no case shall they be later than twenty years from the date of issue and all bonds shall be callable at any time after twelve years. Such bonds and notes shall contain an express guarantee which shall be deemed a contract on the part of the state, that toll will be collected, in accordance with the provisions of this act, until the date of maturity of said bonds or until sufficient money shall have accumulated to pay said notes and bonds and the interest thereon at the dates of maturity, shall be in such form and such denominations as the governor and council shall determine, may be registerable as to both principal and interest, shall be countersigned by the governor and shall be deemed a pledge of the faith and credit of the state. The secretary of state shall keep an account of all such bonds and notes countersigned by the governor, showing the number and amount of each bond and note, the time of countersigning, the date of delivery to the treasurer and the date of maturity. The state treasurer shall keep an account of

each bond and note, showing the number thereof, the name of the person to whom sold, the amount received for the same, the date of the sale and the date of maturity. The treasurer may negotiate and sell such bonds and notes by direction of the governor and council in such manner as they may determine most advantageous to the state. The proceeds of the sale of such bonds and notes shall be held by the treasurer and paid out by him upon warrants drawn by the governor for the purpose of this act alone and the governor, with the advice and consent of the council, shall draw his warrants for the payment from the funds provided for by this act of all sums expended or due for the purposes herein authorized. Interest from such bonds and notes shall not be subject to the taxes imposed by Chapter 265 of the Public Laws.

Further amend the bill by striking out Section 9 of said bill and substituting therefor the following:

9. *Toll.* There shall be collected for the use of the bridges and approaches thereto provided for herein, including said Dover Point toll bridge, such charges or toll as the commission shall deem reasonable from the various vehicles and pedestrians making use thereon. The toll collected shall be deposited with the state treasurer, who shall keep the same in a separate account designated as such and the operating expenses and up-keep of said bridges shall be paid from said account so long as toll is collected. From the balance remaining after the payment of the operating expenses and up-keep, the governor with the approval of the council shall pay the interest and principal on the bonds and notes issued hereunder. During the construction of the new bridges, the governor may, if necessary, draw his warrant upon the general highway fund to pay the interest due upon any bonds and notes that have been issued in accordance with the provisions of this act, such payment to be repaid to the highway department from the tolls collected.

The report was accepted, amendments adopted and the bill as amended ordered to a third reading this afternoon at two o'clock.

On motion of Senator Calef, the rules were suspended and the foregoing entitled bill was read a third time and passed.

Senator Dale, for the Committee on the Judiciary, to whom was referred Senate Bill No. 27, An act relating to the settlement of paupers.

Having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution adopted.

Senator Dale, for the Committee on the Judiciary, to whom was referred House Bill No. 102, An act providing for the establishment of Public Library Districts.

House Bill No. 103, An act relative to reports by town clerks regarding public libraries.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon.

Senator Dale, for the Committee on the Judiciary, to whom was referred House Bill No. 104, An act relating to disposal of books and reports in Public Libraries.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend Section 1 of said bill by adding after the words "disposed of" in the ninth line of Section 1, the words "at the best price, if any, that can be obtained and" so that said section as amended shall read as follows:

1. *Statutes and Reports.* Amend Chapter 5 of the Public Laws by adding after Section 10 the following new sections: 10-a. *Distribution Discontinued When.* Upon notification that the trustees of any free public library have voted not to receive or keep any books or reports which the secretary of state is required by law to distribute thereto, the secretary of state shall discontinue said distribution to said library. 10-b. *Disposal of Books and Reports.* Books and reports furnished free by state departments which are in the custody of any free public library may be disposed

of at the best price, if any, that can be obtained and only with the approval of the secretary of the public library commission and of the secretary of state.

The report was accepted, amendment adopted, and the bill as amended ordered to a third reading this afternoon at two o'clock.

Senator Dale, for the Committee on the Judiciary, to whom was referred House Bill No. 398, An act relating to interstate transportation of poor and indigent persons.

Having considered the same, reported the same with the following amendment, and recommended that the bill as amended ought to pass.

Amend House Bill No. 398 by striking out Section 3 and inserting in place thereof the following:

3. *Application of Laws.* This act shall be in addition to the authority given by chapter 91 of the Laws of 1931 and shall not affect any agreement heretofore made under authority of that act except with the consent of the attorney-general of New Hampshire.

The report was accepted, amendment adopted, and the bill as amended ordered to a third reading this afternoon at two o'clock.

Senator Chesley, for the Committee on Liquor Laws, to whom was referred Senate Bill No. 16, An act repealing Chapter one hundred forty-four of the Laws of 1917, and all amendments in amendment thereof, and Senate Bill No. 19, An act relating to the manufacture of beer, having considered the same, reported the same with the following resolution.

Resolved, That it is inexpedient to legislate.

The reports were accepted and the resolutions of the committee adopted.

MAJORITY AND MINORITY REPORTS

A majority of the Committee of the Manchester Delegation, to whom was referred Senate Bill No. 26, An act to establish financial control in the City of Manchester, having considered the same, reported the same with the following

amendment, and recommended that the bill as amended ought to pass.

Amend Section 1 of the bill by striking out in line 6 of said section the words "water commissioners" and adding at the end of said section the following new sentence. "The Board of Water Commissioners is not included in the above," so that said section as amended shall read:

Section 1. *Application of Act.* This act shall apply to the city government of Manchester; and for the purposes of this act said government shall be understood to include all offices, departments, boards, commissions, institutions and other agencies which expend public funds collected for city purposes (hereinafter referred to as "departments"), not-excepting the school board, highway commissioners, police commissioners, finance commission, commissioner of charities, trustees of cemetery funds and library trustees. The board of water commissioners is not included in the above.

Further amend said bill by striking out all of Section 11 and inserting in place thereof the following new section.

11. *Appointment and Term of Office.* The city auditor shall be appointed by the mayor and approved by a majority of the board of aldermen for a term of two years; and he shall be directly responsible to the mayor and aldermen for the conduct of the affairs of his office.

Further amend the bill by striking out in the third line of Section 13 the words "two thirds" and inserting in place thereof the word "majority" so that said section as amended shall read:

13. *Removal.* The city auditor shall be removed from office by the mayor for just cause only, subject to approval of the board of aldermen given by a majority vote thereof. In the event of such removal, the city auditor shall receive from the mayor at least two weeks' notice of the intended date thereof; and he may be suspended by the mayor for said period of two weeks. Upon demand of the city auditor filed with the city clerk, the board of mayor and aldermen shall hold a public hearing upon the reasons for the removal of the city auditor. For the purpose of such hearing the mayor

shall furnish the city auditor with a written statement of the reasons for his removal at least three days before the date of the hearing.

Further amend said bill by striking out in the fourth line of Section 16 the word "excinded" and inserting in place thereof the word "excided" so that said section as amended shall read:

16. *Construction of Act.* If any portion of this act shall be declared unconstitutional, the remainder shall remain in force, and the portion declared unconstitutional shall be excided.

JOHN JACOBSON, JR.,
DENNIS A. MURPHY,
AIME MARTEL,

For a Majority of the Committee.

A minority of the Committee of the Manchester Delegation, to whom was referred Senate Bill No. 26, An act to establish financial control in the city of Manchester, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

JOHN A. FOLEY,

For a Minority of the Committee.

Senator Foley moved that the report of the minority be substituted for that of the majority.

(Discussion ensued)

Senator Jacobson demanded a roll call.

The question being stated,

Shall the report of the minority be substituted for that of the majority?

The clerk proceeded to call the roll.

The following named senators voted in the affirmative: Kelley, Sanborn, Quimby, Alexander, Whitcomb, Chesley, Houghton, Foley, Cole.

The following named senators voted in the negative: McLean, Gale, Heald, Bouthillier, Steele, George, Jacobson, Murphy, Martel, Doe, Calef, and Dale.

Nine senators having voted in the affirmative and twelve

in the negative, the negative prevailed and the motion to substitute the report of the minority for that of the majority was lost.

The question being stated,

Shall the recommendations of the majority be accepted?

On a *viva voce* vote the amendments were adopted, and the bill ordered to a third reading this afternoon at two o'clock.

On motion of Senator Jacobson, the rules were suspended and the bill was read a third time and passed.

On motion of Senator Cole, the following resolution was adopted:

Resolved, That the Clerk be instructed to procure five hundred extra copies of the black Manual.

On motion of Senator Houghton, the Senate adjourned.

AFTERNOON

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has voted to concur with the Honorable Senate in its amendment to the following bill:

House Bill No. 225, An act to establish a continuous highway from the East Side Trunk highway in Newington to the New Hampshire College road at Coe's corner in Durham.

THIRD READINGS

The following bills were read a third time and passed:

House Bill No. 102, An act providing for the establishment of public library districts.

House Bill No. 103, An act relative to reports by town clerks regarding public libraries.

House Bill No. 104, An act relating to disposal of books and reports in public libraries.

House Bill No. 398, An act relating to interstate transportation of poor and indigent persons.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions:

House Bill No. 151, An act relating to train crossing signals.

House Bill No. 258, An act authorizing the town of Claremont to issue refunding notes or bonds.

House Bill No. 365, An act relating to banks.

House Joint Resolution No. 55, Joint resolution in favor of Thomas J. Winn, Jr.

House Joint Resolution No. 73, Joint resolution for the relief of the towns of Allenstown and Epsom.

HAVEN DOE,

For the Committee.

On motion of Senator Doe, the following resolution was adopted:

Resolved, That when the Senate adjourns this morning it adjourn to meet tomorrow morning at 9:00 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 7:00 o'clock.

(Recess)

The Senate re-assembled.

The following message was received from the House of Representatives by its Clerk.

Mr. President:

The House of Representatives has voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following bill, in the adoption of which amendment the House of Representatives asks the concurrence of the Honorable Senate:

House Bill No. 225, An act to establish a continuous highway from East Side trunk highway in Newington to the New Hampshire College road at Coe's Corner in Durham.

Amend Section 2 of said bill by striking out the fifth and sixth lines thereof and inserting in place thereof the following: have full power and authority to engage in the con-

struction, control and management of such works, to employ such assistants and agents and to enter into such contractual relations on behalf of the state and to do.

Amend Section 6 of said bill by striking out the words "said bridges" in the ninth line and inserting in place thereof the words, of the latter bridge.

Amend Section 7 of said bill by inserting after the word "bonds" in the twelfth line the words, and notes.

Further amend said Section 7 by striking out the figure "265" in the thirty-first line and inserting in place thereof the figure 65.

Amend Section 10 of said bill by striking out the words and figures "Section 10 and 11 of Chapter 84 of the Public Laws as amended" and inserting in place thereof the words, law then in effect.

On motion of Senator Quimby, the Senate voted to concur with the House of Representatives in the adoption of the foregoing amendment to the above entitled bill.

On motion of Senator Quimby, the Senate adjourned.

FRIDAY, APRIL 7, 1933.

The Senate met according to adjournment.

Senator George having assumed the Chair, read the following communication:

Peterboro, N. H., April 7, 1933.

SENATOR GEORGE:

Please preside for me at this morning's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator George declared the Senate adjourned.

MONDAY, APRIL 10, 1933.

The Senate met according to adjournment.

Senator Chesley having assumed the Chair, read the following communication:

Peterboro, N. H., April 10, 1933.

SENATOR CHESLEY:

Please preside for me at this evening's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator Chesley declared the Senate adjourned.

TUESDAY, APRIL 11, 1933.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Bixley was granted leave of absence on account of business.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 69, An act relative to reflector front lights for commercial motor vehicles, trucks and trailers.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following bill.

House Bill No. 390, An act to enable the town of Pembroke to refund its bonded indebtedness.

READ AND REFERRED

The following bill sent up from the House of Representatives was read a first and second time and referred to the Committee on Transportation.

House Bill No. 69, An act relative to reflector front lights for commercial motor vehicles, trucks and trailers.

COMMITTEE REPORTS

Senator Heald, for the Committee on Insurance, to whom was referred

House Bill No. 121, An act relating to domestic life insurance companies.

House Bill No. 222, An act relative to sale of securities.

House Bill No. 226, An act relating to investigations by the Insurance Commissioner.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills ordered to a third reading this afternoon at two o'clock.

Senator Martel, for the Committee on Fisheries and Game, to whom was referred

House Bill No. 82, An act relative to the legal catch of brook trout.

House Bill No. 129 (In new draft and new title), An act providing for a personnel board for the selection of fish and game wardens and deputy wardens.

House Bill No. 184, An act relating to non-resident fishing licenses.

House Bill No. 368, An act relating to closing Zephyr lake in Greenfield for an indefinite period.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

Senator Alexander, for the Committee on Public Health, to whom was referred

Senate Bill No. 23, An act relating to plumbing and the licensing of plumbers, having considered the same, reported the same with the following amendment and recommended its passage.

Amend Section 6 of the bill by striking out the word "ten" in the second line and substituting therefor the word five; by

striking out the word "ten" in the sixth line and substituting therefor the word five; and by striking out the word "ten" in the eighth line and substituting therefor the word two; so that said section as amended shall read:

6. *Fees.* The fees shall be as follows:

a. For master plumber's examination, five dollars. An applicant who fails upon examination shall be entitled to one re-examination without an additional fee. For each subsequent examination the fee shall be five dollars.

b. For master plumber's license, five dollars to be paid immediately upon notice from the board that the applicant has passed his examination. For each renewal of license, two dollars.

c. For journeyman plumber's examination, two dollars. An applicant who fails upon examination shall be entitled to one re-examination without an additional fee. For each subsequent examination the fee shall be two dollars.

d. For journeyman plumber's license, one dollar, and for each renewal, one dollar.

e. For temporary permit pending examination and issuance of license for master plumbers, twenty-five dollars; for journeyman three dollars. These fees shall cover the examination fee prescribed and the license fee for the year in which issued.

Amend Section 9 of the bill by adding at the end of said section the following: It does not include work done outside the building on individual water or sewer or sewage disposal systems for farms or private country residences located outside of village limits; so that said section as amended shall read as follows:

9. *Exceptions to the provisions of this chapter.* The provisions of this chapter shall not apply to plumbers who are regularly employed by any common carrier engaged in interstate commerce and who are engaged exclusively in work on the premises of such carrier; nor to labor in connection with the laying or repair of public water or street sewer mains, or the setting of water meters; nor to similar outside labor where under the supervision of a civil or sanitary engineer. It does

not include work done outside the building on individual water and sewer or sewage disposal systems for farms or private country residences located outside of village limits.

The report was accepted, amendment adopted and the bill ordered to a third reading this afternoon at two o'clock.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bill:

House Bill No. 225, An act to establish a continuous highway from the East Side trunk highway in Newington to the New Hampshire College road at Coe's Corner in Durham.

HAVEN DOE,

For the Committee.

On motion of Senator Cole, the rules were suspended and all business in order for this afternoon at two o'clock was made in order at the present time.

THIRD READINGS

The following bills were read a third time and passed.

House Bill No. 82, An act relative to the legal catch of brook trout.

House Bill No. 121, An act relating to domestic life insurance companies.

House Bill No. 129 (In new draft and new title), An act providing for a personnel board for the selection of fish and game wardens and deputy wardens.

House Bill No. 184, An act relating to non-resident fishing licenses.

House Bill No. 222, An act relative to sale of securities.

House Bill No. 226, An act relating to investigations by the insurance commissioner.

House Bill No. 368, An act relating to closing Zephyr lake in Greenfield for an indefinite period.

Senate Bill No. 23, An act relating to plumbing and the licensing of plumbers.

On motion of Senator Houghton the Senate adjourned until tomorrow morning at 11 o'clock.

WEDNESDAY, APRIL 12, 1933.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 409, An act relative to summons to appear before a municipal court.

House Bill No. 410, An act relative to waiver of right to trial by jury in certain cases.

House Bill No. 164, An act for minimum wage for women and minors.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following bills:

House Bill No. 104, An act relating to disposal of books and reports in public libraries.

House Bill No. 398, An act relating to interstate transportation of poor and indigent persons.

READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on the Judiciary,

House Bill No. 409, An act relative to summons to appear before a municipal court.

House Bill No. 410, An act relative to waiver of right to trial by jury in certain cases.

To the Committee on Labor,

House Bill No. 164, An act for minimum wage for women and minors.

INTRODUCTION OF BILLS

Senator Doe, for the Committee on Banks, under a suspension of rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bills which were read a first and second time, laid upon the table to be printed and referred to the Committee on Banks.

Senate Bill No. 29, An act relating to taxation of banks.

Senate Bill No. 30, An act providing for regulation, conservation and reorganization of banking institutions.

INTRODUCTION OF JOINT RESOLUTION

Senator Calef, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following joint resolution which was read a first and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

Senate Joint Resolution No. 3, Joint resolution for the improvement of a section of the road from Hale's corner to Rochester in the town of Barrington.

COMMITTEE REPORTS

Senator Chesley, for the Committee on Liquor Laws, to whom was referred Senate Bill No. 18, An act relating to the records required to be kept by druggists filling prescriptions for liquor, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the resolution of the committee adopted.

Senator Chesley for the Committee on Liquor Laws, to whom was referred House Bill No. 359, An act relating to druggists' permits for sale of intoxicating liquor at wholesale, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Chesley for the Committee on Liquor Laws, to

whom was referred House Bill No. 370, An act relating to the manufacture of malt beverages, having considered the same, reported the same with the following amendment and recommended its passage.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Authority Given.* The manufacture within this state, for sale without the state, of fermented malt beverages of an alcoholic content the same as that permitted by federal statute is hereby authorized under the provisions of this chapter.

2. *Prohibition.* No person, firm, association or corporation shall within the state manufacture such malt beverage for sale without the state until he has obtained from the commissioner of law enforcement a permit so to do.

3. *Permit.* Upon application and the payment of the fee hereinafter provided the said commissioner shall issue a permit authorizing the applicant to do business in this state in conformity with the provisions of this chapter for the term of one year from the date thereof.

4. *Inspection and Regulation.* Said commissioner shall have the right to inspect any brewery operating under this act and may make rules and regulations relative to the cleanliness of said brewery and of the ingredients used in malt liquors and the process of manufacture.

5. *Fees.* The fee for the annual permit provided for herein shall be one thousand dollars which shall be for the use of the state.

6. *Transportation.* Any person, firm, association or corporation, or the agent thereof, having obtained a permit to manufacture such malt beverages within the state in accordance with the provisions hereof is hereby authorized to transport said beverages from the place of manufacture to places outside the state.

7. *Repeal.* Such provisions of Section 33 of Chapter 2 and Chapter 144 of the Public Laws, being the prohibitory laws of the state, as are inconsistent with the provisions hereof are hereby repealed.

8. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, the amendment adopted, and the bill ordered to a third reading this afternoon at two o'clock.

Senator Doe for the Committee on Engrossed Bills, to whom was referred House Bill No. 184 (In new draft and new title), An act relating to non-resident fishing licenses, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out all of said section and inserting in place thereof the following:

1. *Fishing Licenses.* Amend Paragraph V, Section 5, Chapter 202 of the Public Laws, as amended by Section 1, Chapter 157, Laws of 1929, by adding at the end thereof the following: provided, that if said applicant wishes to take said fish for three consecutive days only, he shall pay one dollar and thirty-five cents and the agent shall thereupon issue a license to take such fish for three consecutive days only under the restrictions of this title, so that said paragraph as amended shall read as follows: V. If the applicant is a non-resident and wishes to take fresh water fish only, he shall pay three dollars, and said agent shall thereupon issue a non-resident fishing license, which shall entitle the licensee to kill, take and transport fresh water fish under the restrictions of this title, provided, that if said applicant wishes to take said fish for three consecutive days only, he shall pay one dollar and thirty-five cents and the agent shall thereupon issue a license to take such fish for three consecutive days only under the restrictions of this title.

The report was accepted, the amendment adopted, and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator Doe for the Committee on Engrossed Bills, to whom was referred House Bill No. 226, An act relating to investigations by the insurance commissioner, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the first four lines of said section and inserting in place thereof the following:

1. *Insurance Commissioner.* Amend Section 12-a of Chapter 271 of the Public Laws as inserted by Chapter 167 of the Laws of 1931 by striking out the words "holding a policy in" in the second and third lines and inserting in place thereof the word, against, so that said section as amended shall read:

Senator Doe, for the Committee on Engrossed Bills, to whom was referred House Bill No. 263, An act relating to licenses to hunt and fish, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the first four lines thereof and inserting in place thereof the following:

1. *Trapping Licenses.* Amend Paragraph IV, Section 5, Chapter 202 of the Public Laws, as amended by Chapter 157 of the Laws of 1929, by striking out the word "twenty-five" in the second line and inserting in place thereof the word fifty so that said paragraph as amended shall read as follows:

The report was accepted, the amendment adopted, and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator Doe for the Committee on Engrossed Bills, to whom was referred House Bill No. 374, An act relating to the registration of voters in the city of Portsmouth, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended is passage.

Amend Section 1 of said bill by inserting the word, during, before the word "six" in the fifth line.

The report was accepted, the amendment adopted, and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator Doe for the Committee on Engrossed Bills, to whom was referred House Bill No. 400, An act relating to the grading of apples and the marking of apple containers, having considered the same, reported the same under Joint Rule No.

6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the words "as changed by Section 2 of" in the second line and inserting in place thereof the words, as amended by.

Amend Section 2 of said bill by striking out the words and figure "changed by Section 6 of" in the second line and inserting in place thereof the words, amended by.

Amend Section 3 of said bill by striking out the word "changed" in the second line and inserting in place thereof the word amended.

Amend Section 4 of said bill by striking out the words and figure "changed by Section 8 of" in the second line and inserting in place thereof the words, amended by.

The report was accepted, the amendment adopted, and the bill sent to the House of Representatives for concurrence in Senate amendment.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 84, An act to change the name of Colby Academy to Colby Junior College for Women.

House Bill No. 102, An act providing for the establishment of public library districts.

House Bill No. 103, An act relative to reports by town clerks regarding public libraries.

House Bill No. 158, An act relating to motor boat registration.

House Bill No. 159, An act relating to motor boat fees.

House Bill No. 221, An act permitting co-operative purchasing organizations to organize under co-operative marketing law.

House Bill No. 230, An act relative to the board of public works for the city of Portsmouth.

House Bill No. 321, An act relating to sale of electricity to municipalities.

House Bill No. 342, An act relating to soldiers' aid.

House Bill No. 369, An act relating to collection of accounts.

House Bill No. 372, An act providing reciprocal relations in respect to legacy and succession taxes of estates of non-resident decedents.

House Bill No. 388, An act authorizing the town of Northwood to issue refunding notes or bonds.

House Bill No. 390, An act to enable the town of Pembroke to refund its bonded indebtedness.

House Bill No. 104, An act relating to disposal of books and reports in public libraries.

House Bill No. 121, An act relating to domestic life insurance companies.

House Bill No. 257, An act relative to transportation of pupils below the ninth grade.

House Bill No. 368, An act relating to closing Zephyr lake in Greenfield to all ice fishing for an indefinite period.

HAVEN DOE,

For the Committee.

On motion of Senator Cole, the rules were suspended and all business in order for this afternoon at two o'clock was made in order at the present time.

THIRD READINGS

The following bills were read a third time and passed.

House Bill No. 359, An act relating to druggists' permits for sale of intoxicating liquor at wholesale.

House Bill No. 370, An act relating to the manufacture of malt beverages.

On motion of Senator Kelley, the Senate adjourned until tomorrow morning at 11 o'clock.

THURSDAY, APRIL 13, 1933.

The Senate met according to adjournment.

LEAVES OF ABSENCE

Senator Bixler and Senator Dale were granted leaves of absence for the day on account of important business.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following joint resolution, in the passage of which it asks the concurrence of the Honorable Senate.

House Joint Resolution No. 130, Joint resolution in favor of the estate of Henry W. Allen.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following bill.

House Bill No. 370, An act relating to the manufacture of malt beverages.

READ AND REFERRED

The following joint resolution was read a first and second time and referred to the Committee on Claims.

House Joint Resolution No. 130, Joint resolution in favor of the estate of Henry W. Allen.

On motion of Senator George, the following resolution was adopted:

Resolved, That a committee of three be appointed by the chair to draft and report suitable resolutions upon the death of our distinguished associate, the Honorable George Arthur Foster of Concord, and report before adjournment today.

The President appointed Senators George, Chesley and Alexander as members of such committee.

On motion of Senator George, the rules were so far suspended as to permit the introduction of two committee reports not previously advertised in the journal.

Senator George, for the Committee on Fisheries and Game, to whom was referred

House Bill No. 392, An act to regulate the taking of salmon in Umbagog lake, Androscoggin river and Connecticut river.

House Bill No. 393, An act relating to brook trout.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

INTRODUCTION OF BILL

Senator George, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Fisheries and Game.

Senate Bill No. 31, An act regulating the sale of fresh water fish.

COMMITTEE REPORTS

Senator George for the Committee on the Judiciary, to whom was referred House Bill No. 100, An act relative to public library commission, having considered the same, reported the same with the following amendment and recommended its passage.

Amend the bill by striking out the whole of Section 2 and renumbering Section 3 so that it will read Section 2, and Section 4 so that it will read Section 3.

The report was accepted, the amendment adopted, and the bill ordered to a third reading this afternoon at two o'clock.

Senator George for the Committee on the Judiciary, to whom was referred House Bill No. 105, An act to authorize the town of Hinsdale to protect sources of water supply and construct water works, having considered the same, reported the same with the following amendment and recommended its passage.

Amend Section 6 of the bill by striking out the words "and may exempt such notes or bonds from taxation when held by inhabitants of the town" in the 19th, 20th and 21st lines; so that said section as amended shall read:

6. *Taxation; Borrowing.* Said town is also authorized and empowered, at any special, annual, or biennial meeting, by a majority vote of those present and voting, to raise by

taxation and appropriate, or to borrow or hire, such sums of money on the credit of the town as may from time to time be deemed necessary and expedient, for the purpose of defraying the expenses of purchasing real estate, rights in real estate, water rights, streams, springs, ponds, and other rights and property as aforesaid, and for constructing, maintaining, repairing, extending, enlarging, and operating said works, such indebtedness not to exceed at any one time one hundred and fifty thousand dollars, and to issue notes or bonds of the town therefor, in such amounts and payable at such time or times and at such rates of interest as may be thought proper, said notes and bonds to be signed by at least a majority of the selectmen and countersigned by the town treasurer.

The report was accepted, amendment adopted and the bill ordered to a third reading this afternoon at two o'clock.

Senator George for the Committee on the Judiciary, to whom was referred House Bill No. 192, An act to exempt from taxation property owned by the Deerfield Volunteer Fire Association of Deerfield, having considered the same, reported the same with the following amendment and recommended its passage.

Amend said bill by adding after the word "property" in the first line of the bill the words "to an amount not to exceed twenty-five hundred dollars" so that said bill as amended shall read as follows:

1. *Tax Exemption Authorized.* That the property to an amount not to exceed twenty-five hundred dollars now or hereafter owned by said Deerfield Volunteer Fire Association in said Deerfield shall be exempt from taxation so long as it is not made the means of profit to the association, or to others.

2. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, the amendment adopted, and the bill ordered to a third reading this afternoon at two o'clock.

Senator George for the Committee on the Judiciary, to whom was referred House Bill No. 228, An act to authorize

the city of Portsmouth to raise money and issue bonds for the purpose of retiring tax revenue notes of 1932, having considered the same, reported the same with the following amendment and recommended its passage.

Amend the bill by striking out all after the enacting clause and substituting therefor the following:

1. *Authorization.* The city of Portsmouth is hereby authorized and empowered to issue its serial notes or bonds to an amount not exceeding fifty-three thousand dollars (\$53,000.) for the purpose of refunding certain tax revenue notes for that amount bearing date December 5, 1932, or any tax revenue notes issued in lieu of the whole or any part thereof. The amount of the notes or bonds so issued shall not be included as a part of the debt of the said city of Portsmouth in ascertaining and fixing the net debt of said city under the provisions of Chapter 59 of the Public Laws.

2. *Terms.* The said notes or bonds shall be issued at such time as the city council of said city of Portsmouth shall determine, shall be issued in accordance with the provisions of said Chapter 59 of the Public Laws so far as consistent with the provisions of this act.

3. *Takes Effect.* This act shall take effect upon its passage.

Amend the title of the bill by striking out the whole of said title and substituting in place thereof the following:

An act to authorize the city of Portsmouth to raise money and issue bonds for the purpose of retiring certain tax revenue notes of 1932.

The report was accepted, the amendment adopted, and the bill ordered to a third reading this afternoon at two o'clock.

Senator Sanborn for the Committee on Claims, to whom was referred House Joint Resolution No. 121, Joint resolution in favor of Augustus S. Glidden of Alton, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution referred to the Committee on Finance under the rules.

BILL ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bill:

House Bill No. 398, An act relating to interstate transportation of poor and indigent persons.

HAVEN DOE,
For the Committee.

On motion of Senator Doe, the rules were suspended and all business in order for this afternoon at two o'clock was made in order at the present time.

THIRD READINGS

The following bills were read a third time and passed.

House Bill No. 100, An act relative to public library commission.

House Bill No. 105, An act to authorize the town of Hinsdale to protect sources of water supply and construct water works.

House Bill No. 192, An act to exempt from taxation property owned by the Deerfield Volunteer Fire Association of Deerfield.

House Bill No. 228 (In new title), An act to authorize the city of Portsmouth to raise money and issue bonds for the purpose of retiring certain tax revenue notes of 1932.

House Bill No. 392, An act to regulate the taking of salmon in Umbagog lake, Androscoggin river and Connecticut river.

House Bill No. 393, An act relating to brook trout.

RESOLUTION

Senator George for the special committee appointed to prepare resolutions on the death of Honorable George Arthur Foster, presented the following:

STATE OF NEW HAMPSHIRE
IN THE HONORABLE SENATE
1933

RESOLUTIONS

WHEREAS our Heavenly Father has called home our associate and friend, George Arthur Foster, be it

Resolved, That we, Senators of New Hampshire, attest our appreciation of his high character and loyal citizenship. His sense of humor, his keen wit, his genial smile and cordial greeting, and his brotherly kindness endeared him to us all. His spirit will long pervade and influence the many orders which he served so faithfully. He so lived that when his summons came he could lie down to pleasant dreams.

Be it Further Resolved, That a copy of this resolution, together with our sincere sympathy for them in their great bereavement, be sent to the family of our late beloved friend, and a copy be spread upon the records of the Senate of New Hampshire.

RALPH H. GEORGE,
IRVING T. CHESLEY,
A. C. ALEXANDER,
Committee on Resolutions.

On a rising vote, the resolution was unanimously adopted.

BILL RECALLED FROM GOVERNOR

On motion of Senator Dickson, the following resolution was adopted:

Resolved, That the Governor be requested to return to the Senate for further consideration the following entitled bill:

House Bill No. 329, An act prohibiting fishing through the ice in Nutt pond in the city of Manchester.

BILL RETURNED FROM GOVERNOR

Pursuant to the above request His Excellency, the Governor returned to the Senate for further consideration:

House Bill No. 329, An act prohibiting fishing through the ice in Nutt pond in the city of Manchester.

On motion of Senator Dickson the rules were so far suspended as to allow the reconsideration of the vote on the above entitled bill.

On motion of the same Senator the Senate voted to reconsider the vote whereby the bill passed.

On motion of the same Senator the Senate voted to reconsider the vote whereby the bill was ordered to a third reading.

On motion of the same Senator, the bill was recommitted to the Committee on Fisheries and Game.

On motion of Senator Gale, the following resolution was adopted.

Resolved, That when the Senate adjourns today it be to meet Friday morning at 9 o'clock and when it adjourns Friday, it be to meet Monday evening at 7:00 o'clock.

On motion of Senator McLean, the Senate adjourned.

FRIDAY, APRIL 14, 1933.

The Senate met according to adjournment.

Senator George having assumed the Chair, read the following communication:

Peterboro, N. H., April 14, 1933.

SENATOR GEORGE:

Please preside for me at this morning's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator George declared the Senate adjourned.

MONDAY, APRIL 17, 1933.

The Senate met according to adjournment.

Senator George having assumed the Chair, read the following communication:

Peterboro, N. H., April 17, 1933.

SENATOR GEORGE:

Please preside for me at this evening's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator George declared the Senate adjourned.

TUESDAY, APRIL 18, 1933.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 201, An act relative to term of office of county officers.

House Bill No. 391, An act relating to keepers of hotels and public lodging houses.

House Bill No. 399, An act relating to state forests and reservations.

House Bill No. 405, An act relating to forfeiture of charters of business corporations not making returns or paying fees to any state department.

House Bill No. 406, An act to repeal charters of certain corporations.

House Bill No. 413 (In new draft), An act relative to the election and compensation of city and ward officers in the city of Keene.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its

adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills.

House Bill No. 184, An act relating to non-resident fishing licenses.

House Bill No. 226, An act relating to investigations by the insurance commissioner.

House Bill No. 263, An act relating to licenses to hunt and fish.

House Bill No. 374, An act relating to the registration of voters in the city of Portsmouth.

House Bill No. 400, An act relating to the grading of apples and making of apple containers.

READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred to the Committee on the Judiciary.

House Bill No. 391, An act relating to keepers of hotels and public lodging houses.

House Bill No. 405, An act relating to forfeiture of charters of business corporations not making returns or paying fees to any state department.

House Bill No. 406, An act to repeal charters of certain corporations.

House Bill No. 413 (In new draft), An act relative to the election and compensation of city and ward officers in the city of Keene.

To the Committee on Towns and Counties,

House Bill No. 201, An act relative to term of office of county officers.

To the Committee on Forestry,

House Bill No. 399, An act relating to state forests and reservations.

COMMITTEE REPORTS

Senator Jacobson, for the Committee on Revision of Laws, to whom was referred

House Bill No. 351, An act in relation to changing the date of the municipal elections in Nashua.

House Bill No. 354, An act to better provide for financing new construction of sewer systems and sewage disposal works.

Having considered the same, reported the same without amendments and recommended their passage.

The reports were accepted, and the bills ordered to a third reading this afternoon at two o'clock.

Senator Jacobson, for the Committee on Revision of Laws, to whom was referred

House Bill No. 336, An act relating to duties of fire wards, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the resolution of the committee adopted.

Senator Martel, for the Committee on Fisheries and Game, to whom was referred.

House Bill No. 90 (In new draft), An act relating to the taking of raccoon and fox, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

INTRODUCTION OF JOINT RESOLUTION

Senator Dale, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following joint resolution which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Joint Resolution No. 4, Joint resolution authorizing a commission to study the problem of a state park in Portsmouth.

On motion of the same Senator, the rules were further suspended, printing and reference to committee dispensed with and the joint resolution was read a third time and passed.

On motion of Senator Cole, the rules were suspended and all business in order for this afternoon at two o'clock was made in order at the present time.

THIRD READINGS

The following entitled bills were read a third time and passed.

House Bill No. 351, An act in relation to changing the date of the municipal elections in Nashua.

House Bill No. 354, An act to better provide for financing new construction of sewer systems and sewage disposal works.

On motion of Senator Doe, the Senate adjourned until tomorrow morning at eleven o'clock.

WEDNESDAY, APRIL 19, 1933.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate.

House Bill No. 427, An act relating to the length and weight of vehicles.

House Bill No. 419, An act relating to the Smyth Public Library Association of Candia.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following bills.

House Bill No. 100, An act relative to public library commission.

House Bill No. 105, An act to authorize the town of Hinsdale to protect sources of water supply and construct water works.

House Bill No. 192, An act to exempt from taxation property owned by the Deerfield Volunteer Fire Association of Deerfield.

House Bill No. 228 (In new title), An act to authorize the city of Portsmouth to raise money and issue bonds for the purpose of retiring certain tax revenue notes of 1932.

READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on Transportation,

House Bill No. 427, An act relating to the length and weight of vehicles.

To the Committee on the Judiciary,

House Bill No. 419, An act relating to the Smyth Public Library Association of Candia.

(Senator George in the Chair)

COMMITTEE REPORTS

Senator Foley for the Committee on Labor, to whom was referred House Bill No. 307, An act in relation to the employment of minors, having considered the same reported the same with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out all of said section and inserting in place thereof the following:

1. *Employers' Liability.* Amend Chapter 178 of the Public Laws by inserting after Section 24 the following new section: 24-a. *Employment of Minors.* Compensation and death benefits provided for by this chapter shall be doubled in the case of minors employed under eighteen years of age in violation of the provisions of Chapters 118 and 176 of the Public Laws.

The report was accepted, the amendment adopted, and the bill ordered to a third reading this afternoon at two o'clock.

Senator Foley for the Committee on Labor, to whom was referred House Bill No. 315, An act to provide for one day

rest in seven, having considered the same, reported the same with the following amendment and recommended its passage.

Amend Section 47 of said bill by inserting after the word, "janitors," in line 1 the words, "watchmen, firemen employed in stationary plants and caretakers."

And further amend Section 47 of said bill by inserting after the word, "machinery," in line 4 the words, "and maintaining machinery and plant equipment," so that said section as amended shall read as follows:

Section 47. Sections 44 and 45 shall not apply to (a) janitors, watchmen, firemen employed in stationary plants and caretakers; (b) employees whose duties include no work on Sunday other than (1) setting sponges in bakeries; (2) caring for live animals; (3) caring for machinery and maintaining machinery and plant equipment; (d) employees engaged in the preparation, printing, publication, sale or delivery of newspapers; (e) farm or personal service; (f) any labor called for by an emergency that could not reasonably have been anticipated.

The report was accepted, the amendment adopted, and the bill ordered to a third reading this afternoon at two o'clock.

Senator George for the Committee on the Judiciary, to whom was referred House Bill No. 229, An act relative to emergency borrowing by towns, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Dickson for the Committee on Banks, to whom was referred Senate Bill No. 29, An act relating to taxation of banks, having considered the same, reported the same with the following amendment and recommended its passage.

Amend the bill by striking out Sections 1 and 2 and inserting in place thereof the following new sections.

1. *Amendment.* Amend Section 1 of Chapter 70 of the Public Laws by adding at the end thereof the following words: provided however preferred stock of any such bank authorized and issued under the provisions of an act of

Congress approved March 9, 1933, entitled "An Act to Provide Relief in the Existing National Emergency in Banking, and for Other Purposes" and amendments thereof, shall be exempt herefrom.; so that said section as amended shall read as follows: 1. *Rate; How Payable.* Every national bank annually shall pay, for and on behalf of its stockholders, a tax of one per cent on the par value of its capital stock, and such tax shall be paid by the bank to the towns or cities where the stockholders reside in proportion to the amount owned by the stockholders of each town or city; but said portion of said tax as is represented by shares owned by persons residing out of the state shall be paid to the town or city where the bank is located; provided however preferred stock of any such bank authorized and issued under the provisions of an act of Congress approved March 9, 1933, entitled "An Act to Provide Relief in the Existing National Emergency in Banking, and for Other Purposes" and amendments thereof shall be exempt herefrom.

2. *Amendment.* Amend Section 11 of said Chapter 70, as amended by Section 3 of Chapter 46 of the Laws of 1929, by adding at the end thereof the following words: provided however preferred special deposits or preferred capital stock of such corporations issued with the approval of the bank commissioner, or the comptroller of the currency under the provisions of an act of Congress approved March 9, 1933, entitled "An Act to Provide Relief in the Existing National Emergency in Banking, and for Other Purposes" and amendments thereof shall be exempt herefrom.; so that said section as amended shall read as follows: 11. *Other Banks.* Every guaranty savings bank, trust company, loan and trust company, loan and banking company, and all other similar corporations, except building and loan associations and credit unions organized under Chapter 267 of the Public Laws, shall in addition pay a further excise tax for the privilege of conducting such business, equal in amount to one per cent annually upon its special deposits or capital stock; provided however preferred special deposits or preferred capital stock of such corporations issued with the approval of the bank

commissioner, or the comptroller of the currency under the provisions of an act of Congress approved March 9, 1933, entitled "An Act to Provide Relief in the Existing National Emergency in Banking, and for Other Purposes" and amendments thereof shall be exempt herefrom.

The report was accepted, the amendment adopted, and the bill ordered to a third reading this afternoon at two o'clock.

Senator Dickson for the Committee on Banks, to whom was referred Senate Bill No. 30, An act providing for regulation, conservation and reorganization of banking institutions, having considered the same, reported the same with the following amendment and recommended its passage.

Amend Section 1 of the bill by striking out the words "or without such application when he deems the public good requires" in the fourth and fifth lines, and by adding at the end of said section the following "Until May 15, 1935, the commissioner may exercise any and all the rights and powers conferred by this section without application of the board of trustees or directors when he deems the public good so requires."; so that said section as amended shall read:

Section 1. *Regulation, Conservation and Reorganization.*

1. *Regulation.* The commissioner upon the application of the board of trustees or directors of any institution under his supervision, may regulate the time, amount and manner of payment and withdrawal of all classes of deposits; the reception of all classes of deposits; the investment of assets within statutory limits; the amount of reserve without limitation otherwise imposed; the borrowing of money; the pledge of assets; the valuation of assets; the collection and payment of accounts; the payment of dividends; the employment and compensation of personnel; the retirement of shares; and any other business of such institution, whenever and during such time and to the extent that he deems such action necessary for the protection of its depositors and other creditors. Regulations hereunder shall be by written order signed by the commissioner and filed in his office. Copies

thereof signed by the commissioner shall be served as herein-after provided. The commissioner may change, cancel or terminate any such orders from time to time as he deems the interest of such depositors or creditors require.

2. —, *Notice*. Notice of any order of the commissioner made hereunder shall be sufficient if served on the treasurer or cashier or other person in charge of the business of the institution affected and on one other officer or a trustee or director thereof but any order relating to the withdrawal, payment or reception of deposits shall, in addition thereto, be posted in that part of the institution commonly used by its depositors. Any person may serve such notice. The commissioner may give such further notice of any such order as he deems desirable. Notice of any such order relating to the payment of accounts other than deposits may be given creditors by registered mail and a return receipt signed by or for a creditor shall be sufficient evidence of receipt thereof. Until May 15, 1935, the commissioner may exercise any and all the rights and powers conferred by this section without application of the board of trustees or directors when he deems the public good so requires.

The report was accepted, the amendment adopted, and the bill ordered to a third reading this afternoon at two o'clock.

Senator Sanborn for the Committee on Claims, to whom was referred House Joint Resolution No. 68, Joint resolution in favor of the town of Lincoln (Ed Anton), having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Sanborn for the Committee on Claims, to whom was referred House Joint Resolution No. 69, Joint resolution in favor of the town of Lincoln (Bert Larue), having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Sanborn for the Committee on Claims, to whom was referred House Joint Resolution No. 70, Joint resolution in favor of the town of Lincoln (Henry Larue), having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Sanborn for the Committee on Claims, to whom was referred House Joint Resolution No. 111, Joint resolution to reimburse the town of Antrim for expenses incurred by an accident suffered by Alfred Bezio while employed by the highway department, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Sanborn for the Committee on Claims, to whom was referred House Joint Resolution No. 130, Joint resolution in favor of the estate of Henry W. Allen, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution referred to the Committee on Finance under the rules.

MAJORITY AND MINORITY REPORT

A majority of the Committee on Liquor Laws, to whom was referred Senate Bill No. 17, An act relating to the purchase of intoxicating liquors for medicinal purposes by druggists, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

WILLIAM F. WHITCOMB,

A. C. ALEXANDER,

IRVING T. CHESLEY,

For a majority of the Committee.

A minority of the Committee on Liquor Laws, to whom was referred Senate Bill No. 17, An act relating to the purchase of intoxicating liquors for medicinal purposes by druggists, having considered the same, reported the same without amendment and recommended its passage.

JOHN A. FOLEY,

EMMETT J. KELLEY,

For a minority of the Committee.

The report of the majority was accepted.

Senator Foley moved that the report of the minority be substituted for that of the majority.

(Discussion ensued)

Senator Jacobson demanded a roll call.

The question being stated:

Shall the report of the minority be substituted for that of the majority?

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Kelley, Dickson, McLean, Gale, Sanborn, Quimby, Houghton, Bouthillier, Steele, Jacobson, Murphy, Foley, Martel, Doe, Calef, Cole and Dale.

The following named Senators voted in the negative: Senators Alexander, Whitcomb, Chesley, Heald and Bixler.

Seventeen Senators having voted in the affirmative and five Senators having voted in the negative, the affirmative prevailed and the motion to substitute was adopted, and the bill was ordered to a third reading this afternoon at two o'clock.

On motion of Senator Jacobson, the rules were suspended and the bill was read a third time and passed.

On motion of Senator Chesley the rules were so far suspended as to allow the introduction of a committee report not previously advertised in the journal.

Senator Chesley for the Committee on Forestry, to whom was referred House Bill No. 399, An act relating to state forests and reservations, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill referred to the Committee on Finance under the rules.

Senator George for the Committee on Engrossed Bills, to whom was referred House Bill No. 82, An act relative to the legal catch of brook trout, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Brook Trout.* Amend Section 5 of Chapter 200 of the Public Laws, as amended by Section 9, Chapter 65 of the Laws of 1927 and Section 1, Chapter 56 of the Laws of 1931, by striking out the words "five pounds of brook trout" in the second line and inserting in place thereof the words, twenty-five brook trout, the weight of which shall not exceed five pounds, so that said section as amended shall read as follows: 5. *Limit.* A person may take in one day a total of not more than twenty-five brook trout, the weight of which shall not exceed five pounds, provided that so long as he has taken less than five pounds he shall be entitled to take one additional fish, and provided further that from Robartwood lake in the town of Campton a person may take in one day a total of not more than ten brook trout. He may have in his possession at one time a total of not more than two days' legal catch of brook trout. A person may take a total of not more than six salmon, aureolus or lake trout collectively in one day and a person or party irrespective of the number of persons therein, trolling from any one boat, upon any of the waters of this state, shall not take or kill more than six fish in any one calendar day of the species of salmon, lake trout or aureolus trout collectively; and, for the purposes hereof, each member of the party, and the person or persons in charge of the boat present when any violation of this section takes place, shall all be regarded as principals and shall each be liable for the penalty hereinafter prescribed.

The report was accepted, the amendment adopted, and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Doe for the Committee on Engrossed Bills, to whom was referred House Bill No. 129 (In new draft), An act providing for a personnel board for the selection of fish and game wardens and deputy wardens, having considered the same reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the first five lines of said section and inserting in place thereof the following:

1. *Fish and Game Wardens.* Amend Section 11 of Chapter 196 of the Public Laws by striking out all of said section and inserting in place thereof the following: 11. *Appointment.* The commissioner and advisory.

Amend Section 3 of said bill by striking out the same and inserting in place thereof the following:

11-d. On and after July 1, 1933, any warden or deputy who shall be discharged may appeal for a hearing before a board to consist of the commissioner and the advisory board.

Amend Section 4 of said bill by renumbering the same to read Section 3.

The report was accepted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator George for the Committee on Engrossed Bills, to whom was referred House Bill No. 133, An act regulating the taking of rabbits, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Hares and Rabbits.* Amend Section 11 of Chapter 198 of the Public Laws by striking out all of said section and inserting in place thereof the following: 11. *Taking.* Hares and rabbits may be taken and possessed from October first to March first. During said open season a person may take in one day not more than three hares and five cotton-tail rabbits but the total taken of hares and cotton-tail rabbits shall not exceed five, provided that the owner of lands, his

tenant or employee, may take at any time and in any number hares and rabbits which are found doing actual and substantial damage to his annual crops or fruit trees.

2. *Repeal.* Section 12 of Chapter 198 of the Public Laws is hereby repealed.

3. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, the amendment adopted, and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator George for the Committee on Engrossed Bills, to whom was referred House Bill No. 393, An act relating to brook trout, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An act relating to the taking of brook trout from Success pond in Coos county.

Amend Section 1 of said bill by striking out all of said section and inserting in place thereof the following:

1. *Success Pond.* Amend Paragraph I, Section 1, Chapter 200 of the Public Laws, as amended by Section 1, Chapter 65, Laws of 1927, Section 1, Chapter 155, Laws of 1929 and Chapter 142, Laws of 1931, by striking out the words "and Success pond in Coos county" in the fourth and fifth lines, and by inserting in place of the comma after the word "London" in the third line the word and, so that said paragraph as amended shall read as follows: I. Those not less than ten inches in length may be taken from Sunapee and Newfound lakes, Crystal lake in Enfield, Tewksbury pond in Grafton, Pleasant pond in New London and Dan Hole pond in the towns of Ossipee and Tuftonboro from April fifth to September first. Those not less than ten inches in length may be taken with a fly from Little Dan Hole pond in the town of Ossipee and the tributaries thereto, including the river from Big Dan Hole pond, from April fifth to September first. Those not less than eight inches in length may be

taken with a fly from Moody pond so-called in the town of Weare from April fifteenth to August first.

Further amend said bill by adding after Section 1 the following new section:

2. —. Amend Paragraph IV, Section 1, Chapter 200 of the Public Laws, as amended by Section 3, Chapter 65, Laws of 1927, Section 1, Chapter 72, Laws of 1931, and Chapter 33, Laws of 1933 by inserting before the word "Big" in the third line the words, Success pond in Coos county, so that said paragraph as amended shall read as follows: IV. Those not less than seven inches in length may be taken from the First, Second and Third Connecticut lakes, Round pond in Pittsburgh, Big Millsfield pond in Millsfield, Success pond in Coos county, Big and Little Diamond ponds in Stewartstown and Nathan pond in Dixville from April fifteenth to September first; from Long pond in Millsfield from May twentieth to September first and from Big and Little Greenough ponds in Wentworth's Location from May first to September first.

The report was accepted, the amendment adopted and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 184, An act relating to non-resident fishing licenses.

House Bill No. 226, An act relating to investigations by the insurance commissioner.

House Bill No. 263, An act relating to licenses to hunt and fish.

House Bill No. 359, An act relating to druggists' permits for sale of intoxicating liquor at wholesale.

House Bill No. 374, An act relating to the registration of voters in the city of Portsmouth.

House Bill No. 400, An act relating to the grading of apples and the marking of apple containers.

House Bill No. 370, An act relating to the manufacture of malt beverages.

HAVEN DOE,
For the Committee.

BILL RECALLED FROM GOVERNOR

On motion of Senator Jacobson, the following resolution was adopted:

Resolved, That the governor be requested to return to the Senate for further consideration the following entitled bill:

House Bill No. 392, An act to regulate the taking of salmon in Umbagog lake, Androscoggin river and Connecticut river.

BILL RETURNED FROM GOVERNOR

Pursuant to the above request His Excellency, the Governor returned to the Senate for further consideration House Bill No. 392, An act to regulate the taking of salmon in Umbagog lake, Androscoggin river and Connecticut river.

On motion of Senator Jacobson, the rules were so far suspended as to allow the reconsideration of the vote on the above entitled bill.

On motion of the same Senator the Senate voted to reconsider the vote whereby the bill passed.

On motion of the same Senator, the Senate voted to reconsider the vote whereby the bill was ordered to a third reading.

On motion of the same Senator, the following amendment was adopted and the bill as amended was ordered to a third reading this afternoon at two o'clock.

Amend the bill by adding at the end the following new section.

2. This act shall take effect upon its passage.

On motion of Senator Cole the rules were suspended and all business in order for this afternoon at two o'clock was made in order at the present time.

THIRD READINGS

The following bills were read a third time and passed:
Senate Bill No. 29, An act relating to taxation of banks.

Senate Bill No. 30, An act providing for regulation, conservation and reorganization of banking institutions.

House Bill No. 229, An act relative to emergency borrowing by towns.

House Bill No. 307, An act in relation to the employment of minors.

House Bill No. 315, An act to provide for one day rest in seven.

House Bill No. 392, An act to regulate the taking of salmon in Umbagog lake, Androscoggin river and Connecticut river.

On motion of Senator Doe the Senate adjourned until tomorrow morning at eleven o'clock.

THURSDAY, APRIL 20, 1933.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Murphy was granted leave of absence for the day on account of death in his family.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bill and joint resolution in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 430, An act amending "An act to establish a continuous highway from the East Side trunk highway in Newington to the New Hampshire College road at Coe's corner in Durham."

House Bill No. 389 (In new draft), An act authorizing and regulating the manufacture, transportation and sale of certain alcoholic beverages.

House Bill No. 415, An act relating to county conventions.

House Bill No. 426, An act relating to the issuance of bonds by the town of Belmont.

House Joint Resolution No. 51, Joint resolution in favor of New Hampshire Veterans' Association.

House Joint Resolution No. 98, Joint resolution in favor of Guy E. Howland of Littleton.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bill and joint resolution.

Senate Bill No. 28, An act relative to the acceptance by the town of Alstead of a gift from the late Charles N. Vilas.

Senate Joint Resolution No. 4, Joint resolution authorizing a commission to study the problem of a state park at Portsmouth.

On motion of Senator Doe the following resolution was adopted:

Resolved, That the President appoint a committee of three members of the Senate to draw up resolutions on the death of the wife of Senator Murphy, that the Sergeant-at-Arms be instructed to procure flowers, and that when the Senate adjourns today it adjourn out of respect to Mrs. Murphy.

Pursuant to the foregoing resolution the President appointed as members of such committee, Senators Doe, Bixler and Calef.

READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on Liquor Laws,

House Bill No. 389 (In new draft), An act authorizing and regulating the manufacture, transportation and sale of certain alcoholic beverages.

To the Committee on the Judiciary,

House Bill No. 415, An act relating to county conventions.

House Bill No. 426, An act relating to the issuance of bonds by the town of Belmont.

House Bill No. 430, An act amending "An act to establish a continuous highway from the East Side trunk highway in Newington to the New Hampshire College road at Coe's corner in Durham."

On motion of Senator Dale, the rules were suspended, reference to committee dispensed with and the foregoing bill was read a third time and passed.

To the Committee on Claims,

House Joint Resolution No. 98, Joint resolution in favor of Guy E. Howland of Littleton.

To the Committee on Military Affairs,

House Joint Resolution No. 51, Joint resolution in favor of New Hampshire Veterans' Association.

INTRODUCTION OF BILLS

Senator Chesley, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bills which were read a first and second time, laid upon the table to be printed and referred

To the Committee on Transportation,

Senate Bill No. 32, An act relative to the length and weight of motor vehicles.

To the Committee on Public Health,

Senate Bill No. 33, An act concerning the board of veterinary examiners.

Senator Quimby, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed, and referred to the Committee on Public Health.

Senate Bill No. 34, An act concerning certain examining boards.

COMMITTEE REPORTS

Senator Dale for the Committee on the Judiciary, to whom was referred House Bill No. 356, An act relating to service of process, having considered the same, reported the same with the following amendment and recommended its passage.

Amend the bill by striking out all after the enacting clause and substituting in place thereof the following:

Sect. 1. Amend Chapter 100, Section 32 of the Public Laws by striking out all of said section and substituting in place thereof the following:

32. *Commissioner Their Attorney.* The acceptance by a non-resident, or by a resident, of the rights and privileges conferred by this chapter, as evidenced by his, or by his servants or agents, operating a motor vehicle thereunder, or the operation by a non-resident, or by a resident, or by his servants or agents, of a motor vehicle on a public way in the state other than under the provisions thereof, shall be deemed equivalent to an appointment of the commissioner, or his successor in office, by such non-resident, or by a person who has removed from the state, after he or his servants or agents have been involved in any accident or collision, as hereafter described, to be his true and lawful attorney upon whom may be served all lawful processes in any action or proceeding against him, growing out of any accident or collision in which he, or his servants or agents, may be involved while operating a motor vehicle in such a way, and said acceptance or operation shall be a signification of his agreement that any such process against him which is so served shall be of the same legal force and validity against him as if served on him personally.

Sect. 2. Amend Section 33, Chapter 100 of the Public Laws as amended by Section 1 of Chapter 73, Laws of 1929, by striking out all of said section and substituting in place thereof the following:

33. *Service of Process.* Service of such process shall be made by leaving a copy of the process with a fee of two dollars in the hands of the commissioner or in his office, and such service shall be sufficient service upon said non-resident and upon such person who has removed from the state; provided, that notice of such service and a copy of the process are forthwith sent by registered mail by the plaintiff or his attorney to the defendant, and the defendant's return receipt and the affidavit of the plaintiff or his attorney of compliance therewith are appended to the writ and entered therewith.

Sect. 3. This act shall take effect upon its passage.

The report was accepted, amendment adopted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Dale, for the Committee on the Judiciary, to whom was referred

House Bill No. 391, An act relating to keepers of hotels and public lodging houses.

House Bill No. 405, An act relating to forfeiture of charters of business corporations not making returns or paying fees to any state department.

House Bill No. 406, An act to repeal charters of certain corporations.

House Bill No. 409, An act relative to summons to appear before a municipal court.

House Bill No. 410, An act relative to waiver of right to trial by jury in certain cases.

House Bill No. 413 (In new draft), An act relative to the election and compensation of city and ward officers in the city of Keene.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

Senator George, for the Committee on Fisheries and Game, to whom was referred

House Bill No. 329, An act prohibiting fishing through the ice in Nutt pond in the city of Manchester, having considered the same, reported the same with the following amendment and recommended its passage.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Ice Fishing Prohibited.* All persons are prohibited from fishing through the ice, for a period of five years from the passage of this act, in the waters of Nutt pond, so-called, in the city of Manchester.

2. *Penalty.* Any person violating the provisions of this act shall be fined ten dollars and five dollars additional for each fish taken in violation hereof.

3. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at two o'clock.

Senator Heald, for the Committee on Transportation, to whom was referred

House Bill No. 69, An act relative to reflector front lights for commercial motor vehicles, trucks and trailers.

House Bill No. 348, An act relative to the location of motor truck number plates.

House Bill No. 383, An act relating to navigation.

House Bill No. 385, An act relating to operation of motor vehicles.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

Senator Heald, for the Committee on Transportation, to whom was referred

House Bill No. 218, An act relating to the registration of motor vehicles by non-residents, having considered the same, reported the same with the following amendment and recommended its passage.

Amend Section 1 of the bill by inserting before the word "carrying" in the third, fifth, seventh and thirteenth lines the word registered, and by striking out in the same lines the word "two" and inserting in place thereof the word three; so that said section as amended shall read:

1. Amend Section 22 of Chapter 100 of the Public Laws by inserting after the word "vehicle" in the first line thereof the following words:—"except motor trucks of a registered carrying capacity of three tons or more" and by inserting after the word "both" in the seventh line the words "of a registered carrying capacity of less than three tons" so that said section as amended shall read as follows: 22. *Twenty Day Privilege.* A motor vehicle, except motor trucks of a registered carrying capacity of three tons or more, owned by a non-resident who has complied with the laws of his state, district or country, relating to registration and licens-

ing of motor vehicles, may operate upon the ways of this state for a period of not exceeding twenty days in any one calendar year, without registration, except where a person owns, operates or causes to be operated more than one motor truck or commercial vehicle or both of a registered carrying capacity of less than three tons, he shall not be entitled to more than twenty days in the calendar year for all such vehicles; provided, that said state, district or country grants like privileges to residents of this state.

Amend Section 2 of said bill by inserting before the word "carrying" in third and fifth lines the word registered, and by striking out the word "two" and inserting in place thereof the word three; so that said section as amended shall read:

2. Amend Section 28 of Chapter 100 of the Public Laws by inserting after the word "vehicle" in the first line thereof the following words, except motor trucks of a registered carrying capacity of three tons or more; so that said section as amended shall read as follows: 28. *Zone Privilege.* A non-resident owner of a motor vehicle, except trucks of a registered carrying capacity of three tons or more, who has complied with the laws of his state relating to registration and licensing of motor vehicles and who has a bona fide actual residence in a state granting like privileges to residents of this state, which residence is located within fifteen miles by highway of the border-line of this state, may operate such vehicle upon any ways of this state distant not more than fifteen miles from the border line of his state if application for the registration thereof is made in accordance with the provisions of Section 1 and the proper fee is paid and the vehicle is registered by the commissioner.

Amend Section 3 of the bill by striking out the whole of said section and inserting in place thereof the following:

3. Amend Chapter 100 of the Public Laws by adding the following new section. 29A. *Registration or Permit.* No motor truck of a registered carrying capacity of more than three tons and no motor vehicle carrying passengers, owned by a non-resident, shall be operated on the highways of this state, until it has been registered under the laws of this state

in the same manner as is required of like vehicles owned and registered in this state; provided, however, that a non-resident owner may apply to the commissioner of motor vehicles for a special permit to operate such motor truck or motor vehicle upon the highways of this state, which permit, if granted, shall cover operation of such non-resident motor truck or motor vehicle in this state for a period not to exceed five days from date of issue or for a period of five separate days during one calendar year. A special permit granted under the provisions of this section shall not be transferable, nor shall it be extended beyond the five day period. Any such special permit issued by the commissioner of motor vehicles shall be in the possession of the operator of such non-resident motor truck or motor vehicle at all times when such vehicle is operated on the highways of this state.

The report was accepted, amendment adopted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Heald, for the Committee on Transportation to whom was referred House Bill No. 224, An act relating to service contracts for automobiles, having considered the same, reported the same with the following amendment and recommended its passage.

Amend Section 1 of the bill by inserting after the word "insurance" in the next to the last line of Section 1 the words "or to furnish or offer to furnish tourist service by selling or offering to sell to any proprietor of any so-called roadside house or camp furnishing or offering to furnish meals and/or lodging to the traveling public, any form of sign or other insignia indicating that said roadside house or camp has been approved by any individual, firm, association or corporation"; so that said section as amended shall read:

1. *Motor Vehicle Road Service.* No individual, firm, association or corporation shall perform, or offer to perform, in this state, for a stipulated fee covering a certain period, any form of road or other service relating to the repair, operation and care of automobiles or protection and assistance of automobile owners or drivers, other than by insurance, or to furnish or offer to furnish tourist service by selling or

offering to sell to any proprietor of any so-called roadside house or camp furnishing or offering to furnish meals and/or lodging to the traveling public, any form of sign or other insignia indicating that said roadside house or camp has been approved by any individual, firm, association or corporation, without being licensed therefor by the insurance commissioner.

Amend the title of the bill by striking out the whole of said title and substituting therefor the following:

An act relative to motor vehicle road service and tourist sign service.

The report was accepted, the amendment adopted, and the bill ordered to a third reading this afternoon at two o'clock.

MAJORITY AND MINORITY REPORT

A majority of the Committee on Transportation, to whom was referred House Bill No. 220, An act relating to carriers of property for hire on the public highways.

Having considered the same, reported the same with the following amendment.

Amend Section 2 of said bill by adding after the word "rendered" in the eighth line the following: "such rates to be computed on a mileage basis" so that said section as amended shall read:

2. No person, corporation, partnership, association, railroad or railway company, shall operate any motor vehicle, not running upon rails or tracks, upon any public highway transporting property for hire as a common carrier, between points within this state, without first obtaining a registration certificate and special number plates from the public service commission (hereinafter called the commission). Said applicant shall file with the commission, the following:

1. The schedule of rates to be charged applying to the service to be rendered, such rates to be computed on a mileage basis.
2. An indemnity bond or insurance policy which shall adequately provide for the reasonable protection of the owner or owners of the property transported.
3. The routes over the highways within the state over which it is

proposed to operate said motor vehicle or vehicles as common carriers. 4. The fees required as hereinafter provided. If the indemnity bond or insurance policy are satisfactory the commission shall issue a registration certificate and special number plates. In cases where a common carrier has been rendering a substantially uninterrupted service, the operation may lawfully be continued pending issuance of the certificate if application is made within fifteen days of the effective date of this act.

Amend Section 5 of the bill by striking out the word "common" in the third line of said section and inserting in place thereof the word "such" so that said section as amended shall read:

5. No common or contract carrier shall charge, demand, exact, receive or collect for any service rendered an amount greater or less than the rates on file with the commission, provided however that any such carrier holding a registration certificate may file new rates, rules and regulations or change the highways over which it gives service by filing notices thereof with the commission.

AUSTIN L. CALEF,
RALPH H. GEORGE,
RICHARD McLEAN,
DENNIS A. MURPHY,

For a majority of the Committee.

The report was accepted.

A minority of the Committee on Transportation, to whom was referred House Bill No. 220, An act relating to carriers of property for hire on the public highways, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

PHILIP M. HEALD,

For a minority of the Committee.

Senator Heald moved that the report of the minority be substituted for that of the majority.

(Discussion ensued)

Senator Heald demanded a roll call.

The question being stated:

Shall the report of the minority be substituted for that of the majority?

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Kelley, Houghton, Heald (paired with Senator Murphy, Senator Murphy voting no), Foley, Martel and Dale.

The following named Senators voted in the negative: Senators Dickson, McLean, Gale, Sanborn, Quimby, Alexander, Whitcomb, Chesley, Bouthillier, George, Jacobson, Murphy (paired with Senator Heald, Senator Heald voting yes), Doe, Calef, Cole and Bixler.

Seven Senators having voted in the affirmative and sixteen Senators having voted in the negative, the negative prevailed and the motion to substitute was lost.

On motion of Senator Jacobson the following amendment was adopted.

Amend Section 12 of House Bill No. 220 by adding at the end of line 2 the following: "orders of the Commission issued under the" so that said section shall read:

Section 12. *Penalty.* Any person, corporation, partnership, association, railroad or railway company violating the orders of the Commission issued under the provisions of this act shall be punished by a fine of not more than one hundred dollars, and the superior court shall have jurisdiction in equity to restrain any such violation upon petition of the Commission, any public authority, or ten citizens of any city or town.

Senator Dale offered an amendment and moved its adoption.

(Discussion ensued)

Senator Dale demanded a roll call.

The question being stated:

Shall the amendment be adopted?

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative:

Senators Kelley, Houghton, Heald, Bouthillier, Steele, Foley, Martel, Cole and Dale.

The following named Senators voted in the negative: Senators Dickson, McLean, Gale, Sanborn, Quimby, Alexander, Whitcomb, Chesley, George, Jacobson, Doe, Calef and Bixler.

Nine Senators having voted in the affirmative and thirteen Senators having voted in the negative, the negative prevailed and the amendment was not adopted, and the bill was ordered to a third reading this afternoon at two o'clock.

Senator Doe, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 222, An act relative to sale of securities, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend said bill by striking out all of Section 1 and inserting in place thereof the following:

1. *Definition.* Amend Section 2, Chapter 284 of the Public Laws, as amended by Chapter 63 of the Laws of 1927 and Chapter 38 of the Laws of 1929, by inserting after the word "participation" in the third line the words, rights and interests in land from which petroleum is, or is intended to be, produced, so that said section as amended shall read as follows: 2. *Securities.* Securities shall include all classes of stocks and shares, bonds, debentures, evidences of indebtedness and certificates of participation, rights and interests in land from which petroleum is, or is intended to be, produced, ship shares and investment contracts in the form of a bill of sale, or any similar device, and contracts of services or advice relating to investments, or memberships in organizations or associations purporting to render such service or advice.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

On motion of Senator Doe the rules were suspended and all business in order for this afternoon at two o'clock was made in order at the present time.

THIRD READINGS

The following bills were read a third time and passed.

House Bill No. 69, An act relative to reflector front lights for commercial motor vehicles, trucks and trailers.

House Bill No. 218, An act relating to the registration of motor vehicles by non-residents.

House Bill No. 220, An act relating to carriers of property for hire on the public highways.

House Bill No. 224, An act relative to motor vehicle road service and tourist sign service.

House Bill No. 329, An act prohibiting fishing through the ice in Nutt pond in the city of Manchester.

House Bill No. 348, An act relative to the location of motor truck number plates.

House Bill No. 356, An act relating to service of process.

House Bill No. 383, An act relating to navigation.

House Bill No. 385, An act relating to operation of motor vehicles.

House Bill No. 391, An act relating to keepers of hotels and public lodging houses.

House Bill No. 405, An act relating to forfeiture of charters of business corporations not making returns or paying fees to any state department.

House Bill No. 406, An act to repeal charters of certain corporations.

House Bill No. 409, An act relative to summons to appear before a municipal court.

House Bill No. 410, An act relating to waiver of right to trial by jury in certain cases.

House Bill No. 413 (In new draft), An act relative to the election and compensation of city and ward officers in the city of Keene.

On motion of Senator Houghton the following resolution was adopted:

Resolved, That when the Senate adjourns this morning it adjourn to meet tomorrow morning at 9:00 o'clock, and when

it adjourns Friday morning it be to meet Monday evening at 7 o'clock.

On motion of Senator Heald, the Senate adjourned.

FRIDAY, APRIL 21, 1933.

The Senate met according to adjournment.

Senator George having assumed the Chair, read the following communication:

Peterboro, N. H., April 21, 1933.

SENATOR GEORGE:

Please preside for me at this morning's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,

President.

There being manifestly no quorum present, Senator George declared the Senate adjourned.

MONDAY, APRIL 24, 1933.

The Senate met according to adjournment.

Senator Doe having assumed the Chair, read the following communication:

Peterboro, N. H., April 24, 1933.

SENATOR DOE:

Please preside for me at this evening's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,

President.

There being manifestly no quorum present, Senator Doe declared the Senate adjourned.

TUESDAY, APRIL 25, 1933.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Heald was granted leave of absence for the day on account of important business.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following joint resolutions in the passage of which it asks the concurrence of the Honorable Senate.

House Joint Resolution No. 67, Joint resolution providing for care of Helen M. Tibbetts.

House Joint Resolution No. 72, Joint resolution in favor of the estate of Moses Duchano.

House Joint Resolution No. 115, Joint resolution to reimburse Tucker Dudley of Franconia for injuries received while in the employ of the state highway department.

House Joint Resolution No. 116, Joint resolution in favor of George H. Simpson of Bradford.

House Joint Resolution No. 123, Joint resolution in favor of the estate of Frederick Whittemore.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following bills.

House Bill No. 307, An act in relation to the employment of minors.

House Bill No. 315, An act to provide for one day rest in seven.

House Bill No. 392, An act to regulate the taking of salmon in Umbagog lake, Androscoggin river and Connecticut river.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

House Bill No. 82, An act relative to the legal catch of brook trout.

House Bill No. 129 (In new draft), An act providing for a personnel board for the selection of fish and game wardens and deputy wardens.

House Bill No. 133, An act regulating the taking of rabbits.
House Bill No. 393, An act relating to brook trout.

RESOLUTION

Senator Doe, for the special committee appointed to prepare resolutions on the death of the wife of Senator Denis A. Murphy, presented the following:

WHEREAS, The Senate has learned with profound regret of the sorrow which has come into the home of one of its members, Senator Denis A. Murphy of the Seventeenth District, in the recent death of his beloved wife; therefore be it

Resolved, That we extend to Senator Murphy and his family our sincere and deep sympathy in their great loss and bereavement, and with our tender of sympathy we would also extend the hope that they may not be cast down by the weight of their affliction but may find affliction itself a way into peace through faith and hope; and be it further

Resolved, That a copy of this resolution be sent to Senator Murphy, and a copy be spread upon the records of the New Hampshire Senate.

HAVEN DOE,
AUSTIN L. CALEF,
JAMES W. BIXLER,
Committee on Resolutions.

On a rising vote the resolution was unanimously adopted.

READ AND REFERRED

The following joint resolutions sent up from the House of Representatives were read a first and second time and referred To the Committee on Claims,

House Joint Resolution No. 67, Joint resolution providing for care of Helen M. Tibbetts.

House Joint Resolution No. 72, Joint resolution in favor of the estate of Moses Duchano.

House Joint Resolution No. 115, Joint resolution to reimburse Tucker Dudley of Franconia for injuries received while in the employ of the state highway department.

House Joint Resolution No. 116, Joint resolution in favor of George H. Simpson of Bradford.

House Joint Resolution No. 123, Joint resolution in favor of the estate of Frederick Whittemore.

COMMITTEE REPORTS

Senator Jacobson for the Committee on Revision of Laws, to whom was referred House Bill No. 26, An act to compel banks to furnish information as to deposits of persons receiving or applying for public support, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill ordered to a third reading this afternoon at two o'clock.

Senator Gale for the Committee on Labor, to whom was referred House Bill No. 299, An act relative to the wages of laborers employed in the construction, addition to, or alteration of certain public works, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Heald for the Committee on Transportation, to whom was referred House Bill No. 80, An act to regulate the use of aircraft, having considered the same, reported the same with the following amendment and recommended its passage.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Aviation*. Amend Section 1 of Chapter 36 of the Laws of 1931 by striking out said section and inserting in place thereof the following: 1. *Aircraft Registration*. Resident owners of civil aircraft, and non-resident owners intending to use in the state civil aircraft for gain or hire, shall, prior to flying such aircraft in the state, register the same with the public service commission and pay therefor the following fees:

I. Resident owners for each aircraft other than unpowered gliders, ten dollars.

II. Resident owners for each unpowered glider, three dollars.

III. Non-resident owners, intending to use in the state civil aircraft for gain or hire, except as provided in paragraph IV hereof, for each aircraft, fifteen dollars.

IV. Non-resident owners, intending to use in the state five or more civil aircraft for gain or hire for a period of not more than five days in one calendar year, for each aircraft so used, ten dollars. Application for use of such aircraft for such period of time shall be made by an airport registered in the state ten days at least before such aircraft are to be so used. The commission, after hearing, may grant a special permit for such use of such non-resident aircraft.

2. —. Amend Section 2 of Chapter 36 of the Laws of 1931 by striking out said section and inserting in place thereof the following: 2. *Airmen Registration*. Resident airmen, and non-resident airmen acting as such in the state for gain or hire, shall, prior to operating civil aircraft, and resident or non-resident mechanics not registered as airmen, shall register with the public service commission and pay therefor the following fees:

I. Resident airmen, three dollars.

II. Non-resident airmen acting as such in the state for gain or hire, five dollars.

III. Mechanics not registered as airmen, one dollar.

IV. Operators of unpowered gliders, three dollars.

3. —. Amend Section 3 of Chapter 36 of the Laws of 1931 by striking out said section and inserting in place thereof the following: 3. *Registration of Airports and Areas*. Any person, partnership, corporation or association owning, managing or leasing a landing field or airport operated for gain or hire shall register said landing field or airport with the public service commission and pay a fee of ten dollars, provided that if said field or airport is not registered until on or after October first of any one year the fee shall be five dollars. An airman, acting as such in the state for gain or hire, and operating from any of the inland waters of the state, shall register with the commission each area on an

inland body of water from which flights are to be made, and pay a fee of ten dollars for the first area so registered and two dollars for each additional area so registered. An airman, acting as such in the state for gain or hire, and operating from the ice in any of the inland waters of the state shall register with the commission each area on an inland body of water from which flights are to be made and pay a fee of three dollars for each such area so registered.

4. —. Amend said Chapter 36 of the Laws of 1931 by inserting after Section 5 the following new section: 5-a. *Flying Temporarily Prohibited*. The public service commission may for such time and over such areas, as may be directed by the Governor and Council, suspend the right of all airmen, subject to the jurisdiction of said commission, to operate.

5. *Takes Effect*. This act shall take effect upon its passage.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at two o'clock.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions.

Senate Bill No. 28, An act relative to the acceptance by the town of Alstead of a gift from the late Charles N. Vilas.

House Bill No. 82, An act relative to the legal catch of brook trout.

House Bill No. 100, An act relative to public library commission.

House Bill No. 129, An act providing for a personnel board for the selection of fish and game wardens and deputy wardens.

House Bill No. 133, An act regulating the taking of rabbits.

House Bill No. 228, An act to authorize the city of Portsmouth to raise money and issue bonds for the purpose of retiring certain tax revenue notes of 1932.

House Bill No. 229, An act relative to emergency borrowing by towns.

House Bill No. 307, An act in relation to the employment of minors.

House Bill No. 348, An act relating to the location of motor-truck number plates.

House Bill No. 393, An act relating to the taking of brook trout from Success pond in Coos county.

House Bill No. 405, An act relating to forfeiture of charters of business corporations not making returns or paying fees to any state department.

House Bill No. 406, An act to repeal charters of certain corporations.

House Bill No. 409, An act relative to summons to appear before a municipal court.

House Bill No. 410, An act relative to waiver of right to trial by jury in certain cases.

House Bill No. 413, An act relative to the election and compensation of city and ward officers in the city of Keene.

House Bill No. 430, An act amending "An Act to establish a continuous highway from the East Side trunk highway in Newington to the New Hampshire College road at Coe's Corner in Durham."

Senate Joint Resolution No. 4, Joint resolution authorizing a commission to study the problem of a state park in Portsmouth.

HAVEN DOE,
For the Committee.

INTRODUCTION OF BILL

Senator Dale, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Forestry.

Senate Bill No. 35, An act abolishing the Eastern States Exposition Building Commission and transferring the custody of the building.

On motion of Senator Dale the rules were suspended and all business in order for this afternoon at two o'clock was made in order at the present time.

THIRD READINGS

The following bills were read a third time and passed.

House Bill No. 26, An act to compel banks to furnish information as to deposits of persons receiving or applying for public support.

House Bill No. 80, An act to regulate the use of aircraft.

On motion of Senator Steele the Senate adjourned until tomorrow morning at eleven o'clock.

WEDNESDAY, APRIL 26, 1933.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has voted to concur with the Honorable Senate in its amendments to the following bills:

House Bill No. 220, An act relating to carriers of property for hire on the public highways.

House Bill No. 224, An act relative to motor vehicle road service and tourist sign service.

House Bill No. 356, An act relating to service of process.

House Bill No. 329, An act prohibiting fishing through the ice in Nutt pond in the city of Manchester.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill.

House Bill No. 222, An act relative to sale of securities.

The message further stated that the House of Representatives had passed the following entitled bills in the passage of which it asked the concurrence of the Honorable Senate.

House Bill No. 425, An act relating to the office of the Adjutant General.

House Bill No. 428, An act relating to building and loan associations.

READ AND REFERRED

The following entitled bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on Military Affairs,

House Bill No. 425, An act relating to the office of the Adjutant General.

To the Committee on Banks,

House Bill No. 428, An act relating to building and loan associations.

COMMITTEE REPORTS

Senator Dale, for the Committee on the Judiciary, to whom was referred

Senate Bill No. 10, An act relating to reciprocal laws for real estate sales, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Dale, for the Committee on the Judiciary, to whom was referred

House Bill No. 415, An act relating to county conventions.

House Bill No. 426, An act relating to the issuance of bonds by the town of Belmont.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at two o'clock.

Senator Foley, for the Committee on Labor, to whom was referred

House Bill No. 164, An act for minimum wage for women

and minors, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Murphy, for the Committee on Towns and Counties, to whom was referred

House Bill No. 219, An act relative to annual town reports, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator George, for the Committee on Public Improvements, to whom was referred

Senate Bill No. 11, An act relating to abandoned motor vehicles, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator George, for the Committee on Public Improvements, to whom was referred

Senate Bill No. 14, An act to establish a continuous highway from the Vermont State line at Walpole to a junction with the Monadnock road at Walpole village, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate, subject matter covered by other legislation:

The report was accepted and the resolution of the committee adopted.

Senator Sanborn, for the Committee on Claims, to whom was referred

House Joint Resolution No. 78, Joint resolution in favor of Edward J. Cotnoir, having considered the same, reported the same with the following resolution.

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Sanborn, for the Committee on Claims, to whom was referred Senate Joint Resolution No. 2, Joint resolution in favor of the estate of George Quinn, having considered the same, reported the same with the following amendment and recommended its passage.

Amend the joint resolution by striking out the words and figures "one thousand five hundred fifty-eight dollars and fifty cents (\$1,558.50)" in the first and second lines, and substituting in place thereof the words and figures, five hundred dollars (\$500.00); so that said section as amended shall read:

That the estate of George Quinn be allowed the sum of five hundred dollars (\$500.00) in full payment of his death by accident December 2, 1931, while employed by the State as an attendant at the State hospital and the Governor is hereby authorized to draw his warrant for said sum out of any money in the treasury not otherwise appropriated.

The report was accepted, amendment adopted and the joint resolution referred to the Committee on Finance under the rules.

Senator Martel, for the Committee on Fisheries and Game, to whom was referred House Bill No. 182, An act relating to deer, having considered the same, reported the same with the following amendment and recommended its passage.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Deer.* Amend Section 2 of Chapter 198 of the Public Laws, as amended by Chapter 35 of the Laws of 1927 and Chapters 33 and 154 of the Laws of 1931, by striking out all of said section and inserting in place thereof the following:
2. *Taking; Time.* Wild deer may be captured or taken after 5 a.m. and before 6 p.m. as follows: In that part of the county of Coos which is north of the highway running from Shelburne to Lancaster, known as United States route No. 2, from October fifteenth to December first; in that part of the county of Coos which is south of the before-mentioned highway, and in the county of Grafton from

November first to December sixteenth; in the county of Carroll from November fifteenth to December sixteenth; in the county of Cheshire from December first to December sixteenth; in the county of Rockingham from December fifteenth to January first, and from all the other counties in the State from December fifteenth to January first, except that the towns of Seabrook, Hampton Falls, Hampton, North Hampton and Rye shall have a closed season for a period not exceeding five years, and which may be terminated sooner by the fish and game commissioner if, in his opinion, after a public hearing, such termination is deemed advisable.

2. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, amendment adopted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Martel, for the Committee on Fisheries and Game, to whom was referred House Bill No. 267, An act relating to the taking of salt water smelt, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at two o'clock.

Senator Martel, for the Committee on Fisheries and Game, to whom was referred House Bill No. 141, An act relating to bob cat bounty, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Senator George moved that the bill be recommitted to the Committee on Fisheries and Game.

On a *viva voce* vote the Chair was in doubt.

The President asked for a division.

Twelve Senators having voted in the affirmative and nine Senators having voted in the negative, the motion to recommit was adopted.

Senator Martel, for the Committee on Fisheries and

Game, to whom was referred House Bill No. 183, An act to regulate trapping, having considered the same, reported the same with the following amendment and recommended its passage.

Amend Section 17 of the bill by adding after the word "Grafton" in the fourth line the words "excepting the following named towns: Hanover, Lebanon, Grafton, Alexandria, Orange, Enfield, Canaan and Bristol."

Further amend Section 17 of the bill by adding after the word "Grafton" in the ninth line the words "excepting the following named towns: Hanover, Lebanon, Grafton, Alexandria, Orange, Enfield, Canaan and Bristol" so that said section as amended shall read:

17. *Taking.* Sable, otter, fisher, mink, marten, muskrat, skunk or fox may be taken and possessed from October twentieth to March first, from the counties of Coos, Carroll and Grafton, excepting the following named towns: Hanover, Lebanon, Grafton, Alexandria, Orange, Enfield, Canaan and Bristol, and elsewhere from November first to March first. Raccoon may be taken with the aid or by the use of traps set under the restrictions of this title from October twentieth to January first in the counties of Coos, Carroll and Grafton, excepting the following named towns: Hanover, Lebanon, Grafton, Alexandria, Orange, Enfield, Canaan and Bristol, and from November first to January first in the other counties of the State. No person shall in any manner take more than ten foxes and ten raccoon in any one season.

The report was accepted.

Senator Houghton moved that the bill with the recommendation of the committee be indefinitely postponed.

(Discussion ensued)

Senator George demanded a roll call.

The Clerk proceeded to call the roll.

The question being stated:

Shall the bill with the recommendation of the committee be indefinitely postponed?

The following named Senators voted in the affirmative:

Senators Kelley, Dickson, Quimby, Alexander, Whitcomb, Chesley, Houghton, Heald, Bouthillier, Doe, Calef, Cole, Bixler and Dale.

The following named Senators voted in the negative: Senators McLean, Gale, Sanborn, George, Jacobson, Murphy, Foley, and Martel.

Fourteen Senators having voted in the affirmative and eight Senators having voted in the negative, the affirmative prevailed, and the bill, with the recommendation of the committee, was indefinitely postponed.

MAJORITY AND MINORITY REPORT

A majority of the Committee on Fisheries and Game, to whom was referred House Bill No. 131, An act relating to black bear, having considered the same, reported the same without amendment and recommended its passage.

RALPH H. GEORGE,
WILLIAM COLE,
AIME MARTEL,

For a majority of the Committee.

A minority of the Committee on Fisheries and Game, to whom was referred House Bill No. 131, An act relating to black bear, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

GEORGE W. DICKSON,
R. J. McLEAN,

For a minority of the Committee.

The report of the majority was accepted.

Senator Dickson moved that the minority report be substituted for that of the majority.

(Discussion ensued)

Senator Dickson demanded a roll call.

The question being stated:

Shall the report of the minority be substituted for that of the majority?

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative:

Senators Kelley, Dickson, McLean, Gale, Sanborn, Quimby, Alexander, Whitcomb, Chesley, Houghton, Heald, Bouthillier and Dale.

The following named Senators voted in the negative: Senators George, Jacobson, Murphy, Foley, Martel, Doe, Calef, Cole and Bixler.

Thirteen Senators having voted in the affirmative and nine Senators having voted in the negative, the affirmative prevailed and the report of the minority was substituted for that of the majority.

MAJORITY AND MINORITY REPORT

A majority of the Committee on Fisheries and Game, to whom was referred House Bill No. 170, An act relative to taking brook trout from Ellsworth Three ponds, having considered the same, reported the same with the following amendment and recommended its passage.

Amend Section 1 of the bill by striking out in line 7 everything after September first so that said section as amended shall read as follows:

Those not less than seven inches in length may be taken from the ponds in Carter's Notch, from May first to August first, and from Russell pond in Woodstock, Little Round pond and Middle pond of Ellsworth, Three ponds in Ellsworth, Halls' ponds in Sandwich, from May twentieth to September first.

G. W. DICKSON,
RALPH H. GEORGE,
WILLIAM M. COLE,
AIME MARTEL,

For a majority of the Committee.

A minority of the Committee on Fisheries and Game, to whom was referred House Bill No. 170, An act relative to taking brook trout from Ellsworth Three ponds, having considered the same, reported the same without amendment and recommended its passage.

R. J. McLEAN,
For a minority of the Committee.

The report of the majority was accepted.

Senator McLean moved that the report of the minority be substituted for that of the majority.

(Discussion ensued)

Senator Sanborn demanded a roll call.

The question being stated:

Shall the report of the minority be substituted for that of the majority?

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Kelley, Dickson, McLean, Gale, Quimby, Alexander, Whitcomb, Chesley, Houghton, Heald, Bixler and Dale.

The following named Senators voted in the negative: Senators Sanborn, Bouthillier, George, Jacobson, Murphy, Foley, Martel, Doe, Calef and Cole.

Twelve Senators having voted in the affirmative and ten Senators having voted in the negative, the affirmative prevailed and the motion to substitute the report of the minority for that of the majority prevailed.

On motion of Senator McLean, the following amendment was adopted and the bill was ordered to a third reading this afternoon at two o'clock.

Amend Section 1 of the bill by striking out the words "Three ponds in Ellsworth" wherever they occur, and substituting in place thereof the following: Ellsworth Three ponds, so-called, in the towns of Ellsworth and Warren; so that said section as amended shall read:

1. Those not less than seven inches in length may be taken from the ponds in Carter's Notch, from May first to August first, and from Russell pond in Woodstock, Little Round pond and Middle pond in Ellsworth, Ellsworth Three ponds, so-called, in the towns of Ellsworth and Warren, Halls pond in Sandwich, from May twentieth to September first. Those not less than seven inches in length may be taken with fly only from the upper pond of Ellsworth Three ponds, so-called, in the towns of Ellsworth and Warren from July first to September first.

On motion of Senator Gale, the rules were so far suspended as to allow the introduction of two committee reports not previously advertised in the journal.

Senator Gale, for the Committee on Public Improvements, to whom was referred

House Bill No. 373, An act relating to regulation of highways by the highway commissioner and selectmen.

House Bill No. 377, An act relating to records of layouts of trunk line and state aid highways.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the bills ordered to a third reading this afternoon at two o'clock.

On motion of Senator Chesley, the rules were so far suspended as to allow the introduction of a committee report not previously advertised in the journal.

Senator Chesley, for the Committee on Forestry, to whom was referred

Senate Bill No. 35, An act abolishing the Eastern States Exposition Building Commission and transferring the custody of the building to the State Development Commission, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the resolution of the committee adopted.

On motion of Senator Whitcomb, the rules were so far suspended as to allow the introduction of a committee report not previously advertised in the journal.

Senator Whitcomb, for the Committee on Liquor Laws, to whom was referred

House Bill No. 389, An act authorizing and regulating the manufacture, transportation and sale of certain alcoholic beverages, having considered the same, reported the same with the following amendments and recommended its passage.

Amend Section 1 of the bill by striking out the word "table" in the eleventh line of said section and by adding after the

word "for" in the eleventh line the word "seating" and by adding after the word "time" in the twelfth line the words "subject to approval of the commission" and by striking out the word "table" in the fourteenth and fifteenth lines and inserting in place thereof the word "the" and by striking out the words "seats or chairs arranged at a counter" and inserting in place thereof the words "any arrangement for a bar" so that said section as amended shall read:

1. —. Terms used in this act shall be construed as follows unless a different meaning is clearly apparent from the language or context:

I. "Person," individual, copartnership, corporation, society and joint company.

II. "Beer," beer, lager beer, ale, porter and similar fermented malt beverages, the sale of which is not prohibited by a statute of the state or of the United States.

III. "Off sale," sale of beverages for consumption only off the premises.

IV. "On sale," sale of beverages for consumption on the premises.

V. "Wholesale," sale to any person for purpose of resale.

VI. "Commission," control commission provided in this chapter.

VII. "Restaurant," any room regularly and in a bona fide manner used and kept open for the serving of meals to guests for compensation which has suitable accommodations for seating at least twenty guests therein at one and the same time subject to approval of the commission and a kitchen connected therewith containing conveniences for cooking sufficient to provide meals in a bona fide manner for twenty guests at one and the same time and shall include dining cars and vessels meeting such requirements. The accommodations, for the purposes of this subdivision, shall not include any arrangement for a bar or similar contrivance.

Amend Section 1 of the bill by striking out the words "which includes a bona fide restaurant" in the eighteenth line of said section.

VIII. "Club," a group of individuals, incorporated or

otherwise, which is the owner, lessee or occupant of an establishment which includes a bona fide restaurant not operated for pecuniary gain and the property as well as the advantages of which belong bona fide to all the members. "Club" as herein used also means the establishment so operated.

IX. "Grocery store," any retail establishment where food-stuffs are regularly and customarily sold in a bona fide manner for consumption off the premises.

X. "Drug store," a place licensed by the New Hampshire State board of pharmacy for the sale of drugs.

XI. "Dining car," any car used for the serving of lunches or meals to patrons while attached to any train operated for the transportation of persons upon a regular or special schedule.

XII. "Vessel," a craft used for navigation of the water, any ship, vessel or boat of any kind whatsoever whether propelled by steam or otherwise and whether used as a seagoing vessel or on inland waters only.

XIII. "Hotel," a building regularly used and kept open as such in a bona fide manner for the feeding and lodging of guests where all conduct themselves properly and in a manner satisfactory to the commissioners.

XIV. "Brewery," any place or premises where any beer is manufactured and all offices, granaries, mash rooms, cooling-rooms, vaults, yards, cellars and store rooms connected therewith or where any part of the process of manufacture of beer is carried on or where any apparatus connected with such manufacture is kept or used or where any of the products of brewing or fermentation are stored or kept, shall be deemed to be included in and to form part of the brewery to which they are attached or are appurtenant.

XV. "Beverage," any beer, lager beer, ale, porter, wine, similar fermented malt or vinous liquor and fruit juices containing one per cent or more of alcohol by volume and not more than three and two-tenths per cent of alcohol by weight or four per cent of alcohol by volume at sixty degrees Fahrenheit.

Amend Section 2 of the bill by striking out the words

"two, four and six years" in the fourth line of said section and inserting in place thereof the words "one, two and three years" and by striking out the word "two" in the eighth line of said section and inserting in place thereof the word "one" and by striking out after the word "each" in the ninth line the word "alternate" and by striking out the word "six" in the tenth line and inserting in place thereof the word "three" so that said section as amended shall read:

2. —. There shall be a commission known as the control commission to consist of three members, to be appointed by the Governor with the advice and consent of the Council, not more than two of whom shall be members of the same political party. They shall hold office for a term of one, two and three years respectively, the length of term of each to be fixed in his commission and shall continue in office until his successor has been appointed and qualified. They shall devote their full time to the work of the commission. The Governor, with the advice and consent of the Council, shall appoint and commission one member as chairman and a second member as treasurer of the commission. Thereafter, beginning one year from the date of issuance of the first commission under this act, one member shall be appointed each year for a term of three years and if a vacancy shall occur in said board it shall be filled by the Governor with the advice and consent of the Council for the remainder of the term. The Governor, with the advice and consent of the Council, may remove any commissioner prior to the expiration of his term if sufficient cause is shown therefor and it appears that the public good so requires. Before removal of any commissioner he shall be notified of the cause therefor and be entitled to a hearing in respect thereof before the Governor and Council.

Amend Section 3 by striking out the words "thirty-five" in the first line of said section and inserting in place thereof the words "twenty-eight" so that said section as amended shall read:

3. *Salaries.* The annual salaries of said commissioners shall be twenty-eight hundred dollars each per annum pay-

able monthly. The members of the commission shall receive their necessary expenses while in the performance of their duties. The compensation and expenses of the commission shall be paid by the State on the warrant of the Governor with the approval of the Council.

Amend Section 5 of the bill by crossing out all of said section and substituting therefor the following:

The commissioners may appoint to such positions as the Governor and Council may determine such clerical assistants, deputies and other agents as may be necessary to secure the efficient enforcement of this act.

Amend Section 22 of the bill by striking out in the twenty-sixth line of said section the words "residing outside the limits of the town in which such hotels are located" so that said section as amended shall read:

22. *Local Option.* A town at its next regular town meeting unless a special town meeting called for the purpose is sooner held shall include in the warrant an article "To see whether beer or other lawful alcoholic beverages shall be manufactured or sold locally" as permitted under this act. In cities the question shall be submitted in a similar form on the usual ballot at the next biennial election. The votes in each case shall be by secret ballot. If by a majority vote at any election the city or town signifies its disapproval of the issuance of local permits the commission shall not grant or renew any permits in the city or town until such city or town has voted its approval. Provided, however, that the commission may grant "on sale" permits to hotels in towns or cities which vote against the issuance of local permits, permitting such hotels to serve beverages made lawful by this act to bona fide registered guests, who have resorted to such hotels for food or lodging and the said commission may grant "on sale" permits to persons in unincorporated places. The commission may grant permits in all cities and towns in the state until a city or town has voted against such permits as herein provided.

Amend Section 31 by adding the following new paragraph: The commission is authorized to investigate prices charged

for beverages by holders of wholesalers' permits, on sale permits and off sale permits. For that purpose the commission may hold a public hearing at such time and place within the state as the commission shall appoint and shall send notice of such hearing in writing by registered mail to the permittee involved and shall publish notice of such hearing at least once in a newspaper with circulation in the town in which such permittee is doing business. The commission shall have the power to revoke the permit of any holder of a wholesaler's permit, on sale permit or off sale permit if the commission believes, after such hearing, that the profit made from the sale of beverages by such permittee is unreasonable and excessive, so that said section as amended shall read:

31. *Revocation.* It shall be the duty of the commissioners to cause frequent inspections to be made of all premises with respect to which any permit shall have been issued under this act. If any permittee violates any of the provisions of this act or any of the rules and regulations of the commissioners promulgated pursuant thereto or fails to superintend in person or through a manager approved by the commissioners the business for which the permit was issued or allows the premises with respect to which the permit of such permittee was issued to be used for any unlawful, disorderly or immoral purposes or knowingly employs in the sale or distribution of beverages any person who has been convicted of a felony or otherwise fails to carry out in good faith the purposes of this act the permit of such permittee may be revoked by the commissioners after the permittee has been given an opportunity to be heard in his defense. The commission is authorized to investigate prices charged for beverages by holders of wholesalers' permits, on sale permits and off sale permits. For that purpose the commission may hold a public hearing at such time and place within the State as the commission shall appoint and shall send notice of such hearing in writing by registered mail to the permittee involved and shall publish notice of such hearing at least once in a newspaper with circulation in the town in which such permittee is doing business. The commission shall have the power to revoke the

permit of any holder of a wholesaler's permit, on sale permit or off sale permit if the commission believes, after such hearing, that the profit made from the sale of beverages by such permittee is unreasonable and excessive.

The report was accepted, and amendments adopted. On motion of Senator Jacobson the following amendment was adopted: Amend section 1 of the bill by striking out the words "which includes a bona fide restaurant" in the eighteenth line of said section; so that said paragraph as amended shall read:

VIII. "Club", a group of individuals, incorporated or otherwise, which is the owner, lessee or occupant of any establishment not operated for pecuniary gain and the property as well as the advantages of which belong bona fide to all the members. "Club" as herein used also means the establishment so operated.

and the bill as amended was ordered to a third reading this afternoon at two o'clock.

Senator Doe, for the Committee on Engrossed Bills, to whom was referred House Bill No. 351, An act in relation to changing the date of the municipal elections in Nashua, having considered the same, reported the same under joint rule No. 6 with the following amendment and recommended its passage.

Amend said bill by striking out Section 1 and inserting in place thereof the following:

1. *Nashua Elections.* Amend Section 5 of Part I, Chapter 427 of the Laws of 1913, being the charter of the city of Nashua as adopted by vote of the inhabitants of said city, by striking out said section and inserting in place thereof the following: Sect. 5. All the city and ward officers who are to be hereafter elected by the legal voters of the city, or of any ward therein, except moderators, ward clerks, selectmen and inspectors of the checklists, shall be chosen at elections hereinafter called municipal elections to be holden on the first Tuesday following the first Monday of November in the year 1933 and biennially thereafter on the first Tuesday following the first Monday in November.

The report was accepted, amendment adopted and the

bill sent to the House of Representatives for concurrence in Senate amendment.

Senator Doe, for the Committee on Engrossed Bills, to whom was referred House Bill No. 383, An act relating to navigation, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

“An act relating to boat racing on inland waters.”

Amend Section 1 of said bill by striking out the words “duly handed down” in the sixth line and inserting in place thereof the word, issued.

Amend Section 2 of said bill by striking out the words “and then never” in the sixth line and inserting in place thereof the words, except for a distance.

Amend Section 3 of said bill by striking out the word “said” in the fifth line and by striking out the words “subject to a fine of” in the said line and inserting in place thereof the word, fined.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator Doe, for the Committee on Engrossed Bills, to whom was referred House Bill No. 391, An act relating to keepers of hotels and public lodging houses, having considered the same, reported the same under joint rule No. 6, with the following amendment, and recommended its passage.

Amend said bill by striking out the first four lines of Section 1 and inserting in place thereof the following:

1. *Tourists Camps; Cabins.* Amend Section 7 of Chapter 171 of the Public Laws as inserted by Chapter 68 of the Laws of 1927, by striking out in the second line the words “a public lodging house” and inserting in place thereof the words, public lodging houses, tourist.

Amend the title of said bill by striking out the same and

inserting in place thereof the following: An act relating to tourist camps and cabins.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

RECONSIDERATION OF VOTE

On motion of Senator Calef, the rules were so far suspended as to allow the reconsideration of the vote on House Bill No. 218, An act relating to the registration of motor vehicles by non-residents.

On motion of the same Senator, the Senate voted to reconsider the vote whereby the foregoing entitled bill passed.

On motion of the same Senator, the Senate voted to reconsider the vote whereby the foregoing entitled bill was ordered to a third reading.

On motion of the same Senator the following amendment was adopted and the bill as amended ordered to a third reading this afternoon at two o'clock.

Amend Section 3 of the bill by adding at the end thereof the following: Nothing in this chapter shall affect motor vehicles owned by any public utility company doing business in this state when engaged in emergency repair work, provided that said motor vehicles and the drivers thereof shall be properly registered and licensed in this or some other state; so that said section as amended shall read:

3. Amend Chapter 100 of the Public Laws by adding the following new section: 29A. *Registration or Permit.* No motor truck of a registered carrying capacity of more than three tons and no motor vehicle carrying passengers, owned by a non-resident, shall be operated on the highways of this state, until it has been registered under the laws of this state in the same manner as is required of like vehicles owned and registered in this state; provided, however, that a non-resident owner may apply to the commissioner of motor vehicles for a special permit to operate such motor truck or motor vehicle upon the highways of this state, which

permit, if granted, shall cover operation of such non-resident motor truck or motor vehicle in this state for a period not to exceed five days from date of issue or for a period of five separate days during one calendar year. A special permit granted under the provisions of this section shall not be transferable, nor shall it be extended beyond the five day period. Any such special permit issued by the commissioner of motor vehicles shall be in the possession of the operator of such non-resident motor truck or motor vehicle at all times when such vehicle is operated on the highways of this state. Nothing in this chapter shall affect motor vehicles owned by any public utility company doing business in this state when engaged in emergency repair work, provided that said motor vehicles and the drivers thereof shall be properly registered and licensed in this or some other state.

On motion of Senator Doe, the rules were suspended and all business in order for this afternoon at two o'clock was made in order at the present time.

THIRD READINGS

The following bills were read a third time and passed.

House Bill No. 164, An act for minimum wage for women and minors.

House Bill No. 170, An act relative to taking brook trout from Ellsworth Three ponds.

House Bill No. 182, An act relating to deer.

House Bill No. 218, An act relating to the registration of motor vehicles by non-residents.

House Bill No. 219, An act relative to annual town reports.

House Bill No. 267, An act relating to the taking of salt water smelt.

House Bill No. 373, An act relating to regulation of highways by the Highway Commissioner and selectmen.

House Bill No. 377, An act relating to records of layouts of trunk line and state aid highways.

House Bill No. 389, An act authorizing and regulating the manufacture, transportation and sale of certain alcoholic beverages.

House Bill No. 415, An act relating to county conventions.

House Bill No. 426, An act relating to the issuance of bonds by the town of Belmont.

On motion of Senator Dale, the Senate was in recess until 1:59 this afternoon.

(Recess)

The Senate reassembled.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives refuses to concur with the Honorable Senate in its amendments to House Bill No. 389, An act authorizing and regulating the manufacture, transportation and sale of certain alcoholic beverages, and asks for a Committee of Conference and the Speaker appointed on the part of the House Messrs. Wilson, Callahan and Coakley.

Pursuant to the above request the President appointed as members of a Committee of Conference on the part of the Senate, Senators Whitcomb, Alexander and Doe.

BILL RECALLED FROM GOVERNOR

On motion of Senator Dale, the following resolution was adopted:

Resolved, That the Governor be requested to return to the Senate for further consideration the following entitled bill:

House Bill No. 229, An act relative to emergency borrowing by towns.

BILL RETURNED FROM GOVERNOR

Pursuant to the above request, His Excellency, the Governor returned to the Senate for further consideration House Bill No. 229, An act relative to emergency borrowing by towns.

On motion of the same Senator, the rules were so far

suspended as to allow the reconsideration of the vote on the above entitled bill.

On motion of the same Senator, the Senate voted to reconsider the vote whereby the bill passed.

On motion of the same Senator, the Senate voted to reconsider the vote whereby the bill was ordered to a third reading.

On motion of the same Senator, the foregoing entitled bill was recommitted to the Committee on the Judiciary.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has voted to adopt the amendments submitted by the Committee of Conference to House Bill No. 389, An act authorizing and regulating the manufacture, transportation and sale of certain alcoholic beverages, in adoption of which amendments the House asks the concurrence of the Honorable Senate.

Amend Paragraph II of Section 11 of said bill by striking out the whole thereof and inserting in its place the following:

II. "Beer," beer, lager beer, ale, porter and similar fermented malt beverages, the sale of which is not prohibited by a statute of the United States.

Further amend Section 1 by striking out the whole of Paragraph VII and inserting in place thereof the following:

VII. "Restaurant," any room regularly and in a bona fide manner used and kept open for the serving of meals to guests for compensation which has suitable accommodations for seating at least twenty guests therein at one and the same time subject to approval of the commission and a kitchen connected therewith containing conveniences for cooking sufficient to provide meals in a bona fide manner for twenty guests at one and the same time and shall include dining cars and vessels meeting such requirements. The accommodations, for the purposes of this subdivision, shall

not include any arrangement for a bar or similar contrivance.

Further amend said section by striking out the whole of Paragraph VIII and inserting in place thereof the following:

VIII. "Club," a group of individuals approved by the commission incorporated or otherwise, which is the owner, lessee or occupant of an establishment not operated for pecuniary gain and the property as well as the advantages of which belong bona fide to all the members. "Club" as herein used also means the establishment so operated.

Amend Section 2 of said bill by striking out the whole thereof and inserting in place thereof the following:

2. There shall be a commission known as the Control Commission to consist of three members, to be appointed by the Governor with the advice and consent of the Council, not more than two of which shall be of the same political party. They shall hold office for a term of one, two, and three years respectively, the length of term of each to be fixed in his commission and shall continue in office until his successor has been appointed and qualified. The Governor, with the advice and consent of the Council, shall appoint and commission one member as Chairman and a second member as treasurer of the commission. Thereafter, beginning one year from the date of issuance of the first commission under this act, one member shall be appointed each year for a term of three years and if a vacancy shall occur in said board it shall be filled by the Governor with the advice and consent of the Council for the remainder of the term. The Governor, with the advice and consent of the Council, may remove any commissioner prior to the expiration of his term if sufficient cause is shown therefor and it appears that the public good so requires. Before removal of any commissioner he shall be notified of the cause therefor and be entitled to a hearing in respect thereof before the Governor and Council.

Amend Section 3 of said bill by striking out the whole thereof and inserting in its place the following:

3. *Salaries.* The annual salary of the chairman of said commission shall be \$3,500 per annum payable monthly and

the salaries of the other two members of the commission shall be \$2,500 each per annum payable monthly, and there shall be no reduction in any of the salaries mentioned herein for two years from the date of the passage of this act. The members of the commission shall receive their necessary expenses while in the performance of their duties. The compensation and expenses of the commission shall be paid by the State on the warrant of the Governor with the approval of the Council.

Amend Section 5 of said bill by striking out the whole thereof and inserting in its place the following:

5. The commissioners may appoint to such positions as the Governor and Council may determine such clerical assistants, deputies and other agents as may be necessary to secure the efficient enforcement of this act.

Amend Section 21 of said bill by adding after the word "month" in line 9 the words, provided that the commission may in its discretion remit such part of said annual fee as it shall determine to permittees operating only during the summer season, so that said section as amended shall read as follows:

21. *Fees.* The fees required for permits issued pursuant to the provisions of this act shall be as follows: For each "on sale" permit \$100 per annum which sum shall accompany the application for such permit plus \$1 for every barrel of beverages containing not more than thirty-one gallons or the equivalent thereof sold by the permittee and to be paid on or before the tenth day of each month to the commission for beverages sold by the permittee during the preceding calendar month; for each "off sale" permit \$50 per annum which sum shall accompany the application for such permit plus \$1 for every barrel of beverages containing not more than thirty-one gallons or the equivalent thereof sold by the permittee and to be paid on or before the tenth day of each month to the commission for beverages sold by the permittee during the preceding calendar month; provided, that the commission may in its discretion remit such part of said annual fee as it shall determine to permittees operating only during

the summer season; for each manufacturer's permit \$2,000 per annum; for each wholesaler's permit \$500 per annum; for each solicitor's permit \$5 per annum; for each vehicle permit \$1 per annum; for each carrier permit \$25 per annum which shall cover all rolling stock and vehicles of such permittee; for each vessel permit \$25 per annum; for each dining car permit \$100 per annum which shall be issued to the railroad corporation and for each special permit \$1. The required permit fee shall accompany the application required by this act. A permit issued under this act other than special permits shall expire April thirtieth of each year unless sooner revoked for cause by the commissioners. Permits shall not be transferred except with the consent of the commissioners and each permit (except a solicitor's permit) shall designate the place of business for which it is issued.

Amend Section 22 of said bill by striking out the whole thereof and inserting in its place the following:

22. *Local Option.* A town at its next regular town meeting unless a special town meeting called for the purpose is sooner held shall include in the warrant an article "To see whether beer or other lawful alcoholic beverages shall be manufactured or sold locally" as permitted under this act. In cities the question shall be submitted in a similar form on the usual ballot at the next biennial election. The votes in each case shall be by secret ballot. If by a majority vote at any election the city or town signifies its disapproval of the issuance of local permits the commission shall not grant or renew any permits in the city or town until such city or town has voted its approval. Provided, however, that the commission may grant "on sale" permits to hotels in towns or cities which voted against the issuance of local permits, permitting such hotels to serve beverages made lawful by this act to bona fide registered guests, who have resorted to such hotels for food or lodging and the said commission may grant "on sale" permits to persons in unincorporated places. The commission may grant permits in all cities and towns in the State until a city or town has voted against such permits as herein provided.

Amend Section 31 of said bill by striking out the whole thereof and inserting in its place the following:

Amend Section 31 by adding the following new paragraph: The commission is authorized to investigate prices charged for beverages by holders of wholesalers' permits, on sale permits and off sale permits. For that purpose the commission may hold a public hearing at such time and place within the State as the commission shall appoint and shall send notice of such hearing in writing by registered mail to the permittee involved and shall publish notice of such hearing at least once in a newspaper with circulation in the town in which such permittee is doing business. The commission shall have the power to revoke the permit of any holder of a wholesaler's permit, on sale permit or off sale permit if the commission believes, after such hearing, that the profit made from the sale of beverages by such permittee is unreasonable and excessive.

On motion of Senator Doe, the rules were so far suspended as to dispense with the reading of the amendments.

On motion of the same Senator, the Senate receded from its position and concurred with the House of Representatives in its amendments.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 105, An act to authorize the town of Hinsdale to protect sources of water supply and construct water-works.

House Bill No. 354, An act to better provide for financing new construction of sewer systems and sewage disposal works.

HAVEN DOE,
For the Committee.

On motion of Senator Jacobson, the following resolution was adopted:

Resolved, That when the Senate adjourns this morning it adjourn to meet Friday morning at 9:00 o'clock, and when it

adjourns Friday morning it be to meet Monday evening at 7:00 o'clock.

On motion of Senator Dale, the following resolution was adopted.

Resolved, That beginning Tuesday, May 2nd, the Senate will convene at ten o'clock Eastern Standard Time for the morning session and at one o'clock Eastern Standard Time for the afternoon session.

(Recess)

(After Recess)

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bill:

House Bill No. 164, An act for minimum wage for women and minors.

RALPH H. GEORGE,
For the Committee.

On motion of Senator George, the Senate adjourned.

FRIDAY, APRIL 28, 1933.

The Senate met according to adjournment.

Senator George having assumed the Chair, read the following communication:

Peterboro, N. H., April 28, 1933.

SENATOR GEORGE:

Please preside for me at this morning's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator George declared the Senate adjourned.

MONDAY, MAY 1, 1933.

The Senate met according to adjournment.

Senator Chesley having assumed the Chair, read the following communication:

Peterboro, N. H., May 1, 1933.

SENATOR CHESLEY:

Please preside for me at this evening's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator Chesley declared the Senate adjourned.

TUESDAY, MAY 2, 1933.

The Senate met according to adjournment.

LEAVES OF ABSENCE

Senator Steele was granted leave of absence for the week on account of illness and Senator Whitcomb for the day on account of important business.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE.

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 306, An act relative to payment of poll taxes.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills to the following bills, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

House Bill No. 392, An act to regulate the taking of salmon in Umbagog lake, Androscoggin river and Connecticut river.

Amend Section 1 of said bill by striking out the first four lines thereof and inserting in place thereof the following:

1. *Open Season.* Amend Section 2 of Chapter 200 of the

Public Laws, as amended by Section 7, Chapter 65, Laws of 1927 and Chapter 78, Laws of 1931, by striking out the word "twentieth" in the sixth line and inserting in place thereof the word, first, so that said section as amended shall read as follows: 2.

Further amend Section 1 of said bill by striking out the word "fifteenth" in the sixth line and inserting in place thereof the word, first.

House Bill No. 192, An act to exempt from taxation property owned by the Deerfield Volunteer Fire Association of Deerfield.

Amend said bill by inserting after the words "Deerfield Volunteer Fire Association" wherever they appear the abbreviation Inc.

Further amend said bill by striking out the words "that the" in the first line of Section 1 of said bill.

On motion of Senator Dale, the Senate voted to concur with the House of Representatives in the adoption of the foregoing amendments.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following bill.

House Bill No. 80, An act to regulate the use of aircraft.

READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on Ways and Means,

House Bill No. 306, An act relative to payment of poll taxes.

COMMITTEE REPORTS

Senator Martel, for the Committee on Fisheries and Game, to whom was referred

Senate Bill No. 31, An act regulating the sale of fresh water fish, having considered the same, reported the same with the following resolution.

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Murphy, for the Committee on Towns and Counties, to whom was referred

House Bill No. 201, An act relative to term of office of county officers, having considered the same, reported the same with the following resolution.

Resolved, That it is inexpedient to legislate.

The report was accepted, and the resolution of the committee adopted.

On motion of Senator George, the rules were so far suspended as to permit the introduction of a committee report not previously advertised in the journal.

Senator George, for the Committee on Public Improvements, to whom was referred

Senate Joint Resolution No. 3, Joint resolution for the improvement of a section of the road from Hale's corner to Rochester in the town of Barrington, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill referred to the Committee on Finance under the rules.

Senator Doe, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 26, An act to compel banks to furnish information as to deposits of persons receiving or applying for public support, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the first line of said section and inserting in place thereof the following:

1. *Town Paupers*. Amend Chapter 106 of the Public Laws by inserting after Section 8 the following new section: 8-a. *Information Regarding Bank Deposits*. A cashier of

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An act relative to furnishing information as to deposits of persons receiving or applying for public support.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator Doe, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 373, An act relating to regulation of highways by the Highway Commissioner and Selectmen, having considered the same, reported the same under joint rule No. 6 with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the word and figures "4 and 5" in the third line and inserting in place thereof the word and figures, 2 and 3. Further amend said Section 1 by striking out the word and figures "11 and 14" in the sixth line and inserting in place thereof the word and figures, 9 and 12. Further amend said Section 1 by inserting after the word "regulations" in the twenty-first line the words, shall be fined not more than one hundred dollars and.

The report was accepted, the amendment adopted, and the bill sent to the House of Representatives for concurrence in Senate amendments.

Senator Doe for the Committee on Engrossed Bills, to whom was referred House Bill No. 415, An act relating to county conventions, having considered the same, reported the same under joint rule No. 6 with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the word "for" after the word "dollars" in the eighth line and inserting in place thereof the word, and.

Amend Section 2 of said bill by striking out the word "A" after the word "by" in the fourth line and inserting in place thereof the word the.

Amend Section 3 of said bill by striking out the word "or" in the sixth line and inserting in place thereof the word, and. Further amend said Section 3 by inserting before the word "county" in the tenth line the word, the.

The report was accepted, the amendment adopted, and

the bill sent to the House of Representatives for concurrence in Senate amendment.

INTRODUCTION OF BILLS

Senator Calef, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Transportation.

Senate Bill No. 36, An act relating to the transportation of fuels in motor trucks.

Senator Quimby, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 37, An act relating to insane persons.

Senator Dale, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Revision of Laws.

Senate Bill No. 38, An act relating to the manner of conducting elections in village districts.

Senator Alexander moved that the Senate reconsider the vote whereby the following bill was indefinitely postponed.

House Bill No. 183, An act to regulate trapping.

(Discussion ensued)

The question being stated.

Shall the vote be reconsidered?

On a *viva voce* vote the Chair was in doubt.

The Chair asked for a division.

Ten Senators having voted in the affirmative and ten Senators having voted in the negative, the motion to reconsider was lost.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 80, An act to regulate the use of aircraft.

House Bill No. 222, An act relative to sale of securities.

House Bill No. 224, An act relating to motor-vehicle road service and tourist service.

House Bill No. 267, An act relating to the taking of salt water smelt.

House Bill No. 329, An act prohibiting fishing through the ice in Nutt pond in the city of Manchester.

House Bill No. 356, An act relating to service of process.

House Bill No. 377, An act relating to records of layouts of trunk line and state aid highways.

House Bill No. 385, An act relating to operation of motor vehicles.

House Bill No. 389, An act authorizing and regulating the manufacture, transportation and sale of certain alcoholic beverages.

House Bill No. 426, An act relating to the issuance of bonds by the town of Belmont.

HAVEN DOE,

For the Committee.

On motion of Senator Doe, the rules were suspended and all business in order for this afternoon at two o'clock was made in order at the present time.

On motion of Senator Kelley, the Senate adjourned until tomorrow morning at ten o'clock.

WEDNESDAY, MAY 3, 1933.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 50, An act to change the registration fee of motor vehicles.

House Bill No. 345, An act relating to hours of labor.

House Bill No. 424, An act relating to payment of high school tuition by school districts.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills to the following bill in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

House Bill No. 218, An act relating to the registration of motor vehicles by non-residents.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Registration by Non-Residents.* Amend Section 22 of Chapter 100 of the Public Laws by striking out all of said section and inserting in place thereof the following: 22. *Twenty-Day Privilege.* A motor vehicle, except motor trucks of a registered carrying capacity of three tons or more, owned by a non-resident who has complied with the laws of his state, district or country, relating to registration and licensing of motor vehicles, may be operated upon the ways of this state for a period of not exceeding twenty days in any one calendar year, without registration, except where a person owns, operates or causes to be operated more than one motor truck of a registered carrying capacity of less than three tons or commercial vehicle or both he shall not be entitled to more than twenty days in the calendar year for all such vehicles; provided that said state, district or country grants like privileges to residents of this state.

2. —. Amend Section 28 of said Chapter 100 by inserting after the word "vehicle" in the first line thereof the words, except motor trucks of a registered carrying capacity of three tons or more, so that said section as amended shall read as follows: 28. *Zone Privilege.* A non-resident owner of a motor vehicle, except motor trucks of a registered carrying capacity of three tons or more, who has complied with the laws of his state relating to registration and licensing of motor vehicles and who has a bona fide actual residence in a state granting like privileges to residents of this state, which

residence is located within fifteen miles by highway of the border line of this state, may operate such vehicle upon any ways of this state distant not more than fifteen miles from the border line of his state if application for the registration thereof is made in accordance with the provisions of Section 1 and the proper fee is paid and the vehicle is registered by the commissioner.

3. *Registration of Trucks of Three Tons or More.* Amend said Chapter 28 by adding after Section 29 the following new section: 29-a. *Registration, Special Permit.* No motor truck of a registered carrying capacity of three tons or more owned by a non-resident shall be operated on the highways of this state, until it has been registered under the laws of this state in the same manner as is required of like vehicles owned and registered in this state; provided that a non-resident owner may apply to the commissioner for a special permit to operate such motor truck upon the highways of this state which permit, if granted, shall cover operation of such non-resident motor truck in this state for a period not to exceed five days from the date of issue or for periods of five separate days during one calendar year. A special permit granted under the provisions hereof shall not be transferable nor shall it be extended beyond the five day period. Any such special permit issued by the commissioner shall be in the possession of the operator of such truck at all times when such truck is operated on the highways of this state. Nothing in this section shall affect such motor trucks owned by any public utility company doing business in this state when engaged in emergency repair work, provided that said motor trucks and the drivers thereof shall be properly registered and licensed in this or some other state.

On motion of Senator Dale the bill with amendments was referred to the Committee on Transportation.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following bills.

House Bill No. 170, An act relative to taking brook trout from Ellsworth Three ponds.

House Bill No. 182, An act relating to deer.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills.

House Bill No. 351, An act in relation to changing the date of the municipal elections in Nashua.

House Bill No. 383, An act relating to navigation.

House Bill No. 391, An act relating to keepers of hotels and public lodging houses.

READ AND REFERRED

The following entitled bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on Revision of Laws,

House Bill No. 50, An act to change the registration fee of motor vehicles.

To the Committee on Labor,

House Bill No. 345, An act relating to hours of labor.

To the Committee on Education,

House Bill No. 424, An act relating to payment of high school tuition by school districts.

COMMITTEE REPORTS

Senator Jacobson, for the Committee on Revision of Laws, to whom was referred, House Bill No. 238, An act relating to rights of surviving husband or wife, having considered the same, reported the same with the following amendment and recommended its passage.

Amend said bill by striking out Sections 1, 2, 3, and 4 of said bill and inserting in place thereof the following:

1. *Amendment.* Amend Section 10 of Chapter 306 of the Public Laws by striking out said section and inserting in place thereof the following: 10. *Widow, Personalty.* The widow of a person deceased, testate or intestate, by waiving the provisions of his will in her favor, if any, shall be entitled, in addition to her dower and homestead right, as her distribu-

tive share, to the following portion of his personal estate, remaining after the payment of debts and expenses of administration: I. One third part thereof, if he leaves issue surviving him. II. If testate, and he leaves no issue surviving him, five thousand dollars of the value thereof, and also one half in value of the remainder above said five thousand dollars. III. If intestate, and he leaves no issue surviving him, seven thousand five hundred dollars of the value thereof, and also one half in value of the remainder above said seven thousand five hundred dollars.

2. *Amendment.* Amend Section 11 of said Chapter 306 by striking out said section and inserting in place thereof the following: 11. *Real Estate.* The widow of a person deceased, testate or intestate, by waiving the provisions of his will in her favor, if any, and by releasing her dower and homestead right, shall be entitled instead thereof, in fee, to the following portion of all the real estate of which he died seized, after the payment of debts and expenses of administration: I. One third part thereof, if he leaves issue surviving him. II. If testate and he leaves no issue surviving him five thousand dollars of the value thereof, and also one half in value of the remainder above said five thousand dollars; and the same shall be assigned to her in the same manner as dower is assigned. But where the inventory value of all his real estate does not exceed five thousand dollars, she shall be entitled to the whole of said remainder and no assignment of the same to her shall be required unless some party in interest shall petition the probate court therefor. III. If intestate and he leaves no issue surviving him seven thousand five hundred dollars of the value thereof, and also one half in value of the remainder above seven thousand five hundred dollars; and the same shall be assigned to her in the same manner as dower is assigned. But where the inventory value of all his real estate does not exceed seven thousand five hundred dollars she shall be entitled to the whole of said remainder and no assignment of the same to her shall be required unless some party in interest shall petition the probate court therefor.

3. *Amendment.* Amend Section 12 of said Chapter 306 by striking out said section and inserting in place thereof the following: 12. *Husband, Personalty.* The husband of a person deceased, testate or intestate, by waiving the provisions of her will in his favor, if any, shall be entitled, in addition to his estate by the curtesy and homestead right, if any, as his distributive share, to the following portion of her personal estate remaining after the payment of debts and expenses of administration: I. One third part thereof, if she leaves issue surviving her. II. If testate, and she leaves no issue surviving her, five thousand dollars of the value thereof, and also one half in value of the remainder above said five thousand dollars. III. If intestate, and she leaves no issue surviving her, seven thousand five hundred dollars of the value thereof, and also one half in value of the remainder above said seven thousand five hundred dollars.

4. *Amendment.* Amend Section 13 of said Chapter 306 by striking out said section and inserting in place thereof the following: 13. *Real Estate.* The husband of a person deceased, testate or intestate, by waiving the provisions of her will in his favor, if any, and by releasing his estate by the curtesy and his homestead right, if any, shall be entitled instead thereof to the following portion of all the real estate of which she died seized, after the payment of debts and expenses of administration: I. One third part thereof, in fee, if she leaves issue by him surviving her. II. One third part thereof, to hold during life, if she leaves issue surviving her, but not by him, and if he has no estate by the curtesy in her real estate. III. If testate and she leaves no issue surviving her, five thousand dollars of the value thereof, and also one half in value of the remainder above said five thousand dollars; and the same shall be assigned to him in the same manner as dower is assigned to a widow. But where the inventory value of all her real estate does not exceed five thousand dollars, he shall be entitled to the whole of said remainder, and no assignment of the same to him shall be required unless some party in interest shall petition the probate court therefor. IV. If intestate and she leaves no is-

sue surviving her seven thousand five hundred dollars of the value thereof, and also one half in value of the remainder above said seven thousand five hundred dollars; and the same shall be assigned to him in the same manner as dower is assigned to a widow. But where the inventory value of all her real estate does not exceed seven thousand five hundred dollars he shall be entitled to the whole of said remainder and no assignment of the same to him shall be required unless some party in interest shall petition the probate court therefor.

The report was accepted, the amendment adopted, and the bill ordered to a third reading this afternoon at one o'clock.

Senator Jacobson for the Committee on Revision of Laws, to whom was referred House Bill No. 324 (In new draft and new title), An act relating to the terms of the superior court, having considered the same, reported the same with the following amendment and recommended its passage.

Amend Section 1 of the bill by striking out the words "first Tuesday of September" in the fourteenth line and substituting in place thereof the following: second Tuesday of November; so that said section as amended shall read:

1. *Merrimack and Hillsborough Counties.* Amend Section 1 of Chapter 318 of the Public Laws, as amended by Section 1 of Chapter 158 of the Laws of 1929, by striking out the whole of said section and inserting in place thereof the following: 1. *Time; Place.* Terms of the superior court shall be holden annually, at the times and places following:

For the county of Rockingham: At Portsmouth on the second Tuesday of April; at Exeter on the fourth Tuesday of October.

For the county of Strafford: At Dover on the second Tuesday of February and September.

For the county of Belknap: At Laconia on the third Tuesday of March and the fourth Tuesday of October.

For the county of Carroll: At Ossipee on the third Tuesday of May and the second Tuesday of November.

For the county of Merrimack: At Concord on the first Tuesday of April and the fourth Tuesday of October.

For the county of Hillsborough: At Manchester on the first

Tuesday of January and April; and at Nashua on the second Tuesday of September.

For the county of Cheshire: At Keene on the second Tuesday of February and September.

For the county of Sullivan: At Newport on the second Tuesday of February and September.

For the county of Grafton: At Lebanon on the second Tuesday of January; at Plymouth on the second Tuesday of May; at Woodsville in the town of Haverhill on the second Tuesday of September.

For the county of Coos: At Lancaster on the fourth Tuesday of April; at Berlin on the third Tuesday of October. Adjournments from Berlin or Lancaster may be made to Colebrook, whenever the presiding justice deems it advisable.

The report was accepted, the amendment adopted, and the bill ordered to a third reading this afternoon at one o'clock.

Senator Calef for the Committee on Finance, to whom was referred

Senate Joint Resolution No. 2, Joint resolution in favor of the estate of George Quinn.

House Joint Resolution No. 113, Joint resolution relating to payment of bonus in recognition of war service of residents in New Hampshire.

House Joint Resolution No. 121, Joint resolution in favor of Augustus S. Glidden of Alton.

House Joint Resolution No. 130, Joint resolution in favor of the estate of Henry W. Allen.

Having considered the same, reported the same without amendments and recommended their passage.

The reports were accepted, and the joint resolutions were ordered to a third reading this afternoon at one o'clock.

Senator Sanborn for the Committee on Claims, to whom was referred

House Joint Resolution No. 98, Joint resolution in favor of Guy E. Howland of Littleton.

House Joint Resolution No. 115, Joint resolution to reimburse Tucker Dudley of Franconia for injuries received while in the employ of the state highway department.

House Joint Resolution No. 116, Joint resolution in favor of George H. Simpson of Bradford.

Having considered the same, reported the same without amendments and recommended their passage.

The reports were accepted and the joint resolutions were referred to the Committee on Finance under the rules.

Senator Sanborn for the Committee on Claims, to whom was referred House Joint Resolution No. 123, Joint resolution in favor of the estate of Frederick Whittemore, having considered the same, reported the same with the following amendment and recommended its passage.

Amend the joint resolution by inserting in the second line thereof, after the word "Whittemore" the following: in weekly payments of eighteen dollars (\$18.00) each for a period of one hundred and fifty (150) weeks"; so that said joint resolution as amended shall read:

That the sum of two thousand seven hundred dollars (\$2,700) be allowed and paid to Esther C. Whittemore, in weekly payments of eighteen dollars (\$18.00) each for a period of one hundred and fifty (150) weeks, for her care and support and for that of her minor children, in full payment for the death of her husband, Frederick Whittemore who was thrown from a snow plow March 9, 1933, while employed on the highway in the town of New London. Said sum shall be a charge upon the highway funds.

The report was accepted, the amendment adopted, and the bill referred to the Committee on Finance under the rules.

On motion of Senator Heald, the rules were so far suspended as to permit the introduction of two committee reports not previously advertised in the journal.

A majority of the Committee on Transportation, to whom was referred Senate Bill No. 32, An act relative to the length and weight of motor vehicles, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

RALPH H. GEORGE,
DENIS A. MURPHY,
R. J. McLEAN,

For a majority of the Committee.

A minority of the Committee on Transportation, to whom was referred Senate Bill No. 32, An act relative to the length and weight of motor vehicles, having considered the same, reported the same with the following amendment and recommended its passage.

Amend the bill by striking out Section 1 and substituting therefor the following:

1. *Weight.* Amend Section 22 of Chapter 103 of the Public Laws, as amended by Section 1, Chapter 33 of the Laws of 1929, by inserting after the words "operated on the highways of this state" the following: provided that buses of a gross weight up to and not exceeding 26,000 pounds and all other motor vehicles of a gross weight up to and not exceeding 24,000 pounds may operate on such highways and at such seasons of the year as in the opinion of the motor vehicle commissioner and the state highway commissioner shall not be detrimental to the preservation of said highway and the public use thereon.

Further amend the bill by striking out Section 2 and substituting therefor the following:

2. *Length and Width Limited.* Amend Section 26 of Chapter 103 of the Public Laws by striking out the whole of said section and substituting therefor the following:

26. *Width and Length.* No vehicle whose width including load is greater than ninety-six inches, excepting that in determining width there shall be excluded six inches of any increase in width due to changing to low pressure tire equipment from other tire equipment, or whose length including load is greater than thirty-three feet, and no combination of wheels coupled together whose total length including load is greater than forty-five feet, shall be operated on the highways of this state, excepting, however, vehicles and combinations transporting poles, lumber or structural steel and vehicles and combinations of greater length now registered and operated in this state.

AUSTIN L. CALEF,
PHILIP C. HEALD,

For a minority of the Committee.

The report of the majority was accepted.

Senator Calef moved that the report of the minority be substituted for that of the majority.

(Discussion ensued)

The question being stated:

Shall the report of the minority be substituted for that of the majority?

On a *viva voce* vote the affirmative appeared to prevail.

Senator Doe demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Kelley, Dickson, Sanborn, Chesley, Houghton, Heald, Bouthillier, Steele, (Senator Steele being paired with Senator Murphy, Senator Steele voting Yes, and Senator Murphy voting No), Foley, Martel, Calef, Cole, Bixler and Dale.

The following named Senators voted in the negative: Senators McLean, Gale, Quimby, Alexander, Whitcomb, George, Jacobson, Murphy (Senator Murphy being paired with Senator Steele, Senator Murphy voting No, and Senator Steele voting Yes) and Doe.

Fourteen Senators having voted in the affirmative and nine Senators having voted in the negative, the affirmative prevailed and the report of the minority was substituted for that of the majority.

The question being stated:

Shall the amendments offered by a minority of the committee be adopted?

On a *viva voce* vote the affirmative prevailed and the amendments were adopted and the bill ordered to a third reading this afternoon at one o'clock.

Senator Heald for the Committee on Transportation, to whom was referred House Bill No. 427, An act relating to the length and weight of vehicles, having considered the same, reported the same with the following amendment and recommended its passage.

Amend Section 2 of the bill by adding after the words "now registered and operated in this state" in the eleventh line of said section the words "and that in determining width

there shall be excluded six inches of any increase in width due to changing to low pressure tire equipment from other tire equipment" and by adding after the words "operated in this state" in the twenty-fourth and twenty-fifth lines of said section the words "and that in determining width there shall be excluded six inches of any increase in width due to changing to low pressure tire equipment from other tire equipment" and further amend said section by adding after the word logs in the eighth line a comma and the word timbers and by adding after the word logs in the twenty-second line a comma and the word timbers, so that said section as amended shall read:

2. *Length Limited.* Amend Section 26 of Chapter 103 of the Public Laws by striking out the words "eighty-five" in the fourth line thereof, and inserting in place thereof the words "forty-five", and adding at the end thereof the following: "Provided, however, that this section shall not apply to vehicles transporting poles, logs, timbers or metal when actually so employed, or to vehicles and combinations of greater length now registered and operated in this state and that in determining width there shall be excluded six inches of any increase in width due to changing to low pressure tire equipment from other tire equipment." so that said section as amended shall read as follows:

26. *Width; Length.* No vehicle whose width including load is greater than ninety-six inches, or whose length including load is greater than thirty feet, and no combination of wheels coupled together whose total length, including load, is greater than forty-five feet, shall be operated on the highways of this state. Provided, however, that this section shall not apply to vehicles transporting poles, logs, timbers or metal when actually so employed, or to vehicles and combinations of greater length now registered and operated in this state and that in determining width there shall be excluded six inches of any increase in width due to changing to low pressure tire equipment from other tire equipment.

The report was accepted and the amendment adopted.

On motion of Senator McLean, the bill was laid upon the table.

On motion of Senator Doe, the following resolution was adopted:

Resolved, That the Clerk be instructed to procure fifteen hundred additional copies of House Bill No. 389, An act to regulate the sale of certain malt liquors, for distribution.

Senator Martel moved that the Senate reconsider the vote whereby the following bill was indefinitely postponed.

House Bill No. 183, An act to regulate trapping.

Senator Doe raised the point of order that under the rules of the Senate a reconsideration was out of order.

(Discussion ensued)

The President ruled that a motion to reconsider was out of order.

On motion of Senator Dale the Senate was in recess until 12:58 p.m.

The Senate reassembled.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 432, An act providing for a convention to pass on a proposed amendment to the Constitution of the United States.

The message further stated that the House of Representatives had passed the following concurrent resolution in the passage of which the House of Representatives asked the concurrence of the Honorable Senate:

WHEREAS, It appears that all necessary legislative work may easily be accomplished by Friday, May 19th, instant, therefor be it

Resolved, By the House of Representatives, the Senate concurring, that the present session of the legislature be

brought to final adjournment on Friday, May 19th instant at five o'clock in the afternoon, and be it further

Resolved, That all reports, bills and joint resolutions pending at that time in either branch of the legislature, with the exception of such as have been referred to the next session of the legislature, be indefinitely postponed.

On motion of Senator Cole, the resolution was laid upon the table.

READ AND REFERRED

The following bill sent up from the House of Representatives was referred to the Committee on the Judiciary.

House Bill No. 432, An act providing for a convention to pass on a proposed amendment to the Constitution of the United States.

On motion of Senator Dale, the rules were suspended, reference to committee dispensed with and the bill ordered to a third reading.

Senator Bixler offered the following amendment:

Amend the bill by changing the date from the third Tuesday in June to the second Tuesday in September.

On a *viva voce* vote the Chair was in doubt.

The President asked for a division.

Three Senators voted in the affirmative and twelve Senators voted in the negative and the amendment was not adopted.

The bill was read a third time and passed.

On motion of Senator Doe the Senate adjourned.

AFTERNOON

The following bills and joint resolutions were read a third time and passed.

House Bill No. 238, An act relating to rights of surviving husband or wife.

House Bill No. 324 (In new draft and new title), An act relating to the terms of the superior court.

Senate Joint Resolution No. 2, Joint resolution in favor of the estate of George Quinn.

House Joint Resolution No. 113, Joint resolution relating to payment of bonus in recognition of war service of residents in New Hampshire.

House Joint Resolution No. 121, Joint resolution in favor of Augustus S. Glidden of Alton.

House Joint Resolution No. 130, Joint resolution in favor of the estate of Henry W. Allen.

Senate Bill No. 32, An act relative to length and weight of motor vehicles.

On motion of Senator George, the Senate adjourned.

THURSDAY, MAY 4, 1933.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 441, An act relating to the memberships of school boards.

House Bill No. 408, An act relative to jurisdiction of municipal courts.

House Bill No. 422, An act authorizing the relief of persons and corporations by suspending such attachment, execution sale and mortgage foreclosure proceedings as work unjust hardship by reason of abnormal economic conditions.

House Bill No. 438, An act authorizing the town of Raymond to issue serial notes or bonds.

House Bill No. 446, An act relating to investigation of county officers.

House Bill No. 440, An act relative to sessions for the correction of check lists in the towns of Claremont and Newport.

House Bill No. 211 (In new draft), An act relative to the licensing of insurance agents and brokers.

House Bill No. 461, An act relating to the issuance of bonds by the county of Strafford.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bill.

Senate Bill No. 29, An act relating to taxation of banks.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following bills, in the adoption of which amendments the House of Representatives asks the concurrence of the Honorable Senate:

House Bill No. 26, An act to compel banks to furnish information as to deposits of persons receiving or applying for public support.

House Bill No. 373, An act relating to regulation of highways by the Highway Commissioner and Selectmen.

House Bill No. 415, An act relating to county conventions.

On motion of Senator Doe, the Senate voted to concur with the House of Representatives in its adoption of the amendments to the foregoing bills.

The message further stated that the House of Representatives had refused to concur with the Senate in the passage of the following bill.

Senate Bill No. 26, An act to establish financial control in the city of Manchester.

The message further stated that the House of Representatives had adopted the following amendments to the following entitled bill and asked the concurrence of the Honorable Senate in their adoption.

Senate Bill No. 30, An act providing for regulation, conservation and reorganization of banking institutions.

Amend Section 1 of said bill by striking out lines 7 to 23 both inclusive. Amend the paragraph entitled 1. *Regulation.* of Section 1 of said bill by adding at the end thereof the following: Until May 15, 1935, the commissioner may exercise any and all rights and powers conferred by this section without application of the board of trustees or directors when

he deems the public good so requires. so that said paragraph as amended shall read as follows:

1. *Regulation.* The commissioner upon the application of the board of trustees or directors of any institution under his supervision, may regulate the time, amount and manner of payment and withdrawal of all classes of deposits; the reception of all classes of deposits; the investment of assets within statutory limits; the amount of reserve without limitation otherwise imposed; the borrowing of money; the pledge of assets; the valuation of assets; the collection and payment of accounts; the payment of dividends; the employment and compensation of personnel; the retirement of shares; and any other business of such institution, whenever and during such time and to the extent that he deems such action necessary for the protection of its depositors and other creditors. Regulations hereunder shall be by written order signed by the commissioner and filed in his office. Copies thereof signed by the commissioner shall be served as hereinafter provided. The commissioner may change, cancel or terminate any such orders from time to time as he deems the interest of such depositors or creditors require. Until May 15, 1935, the commissioner may exercise any and all rights and powers conferred by this section without application of the board of trustees or directors when he deems the public good so requires.

Amend the paragraph entitled 2. —, *Notice.* of Section 1 of said bill by striking out the following words at the end thereof: "Until May 15, 1935, the commissioner may exercise any and all rights and powers conferred by this section without application of the board of trustees or directors when he deems the public good so requires," so that said paragraph as amended shall read as follows:

2. —, *Notice.* Notice of any order of the commissioner made hereunder shall be sufficient if served on the treasurer or cashier or other person in charge of the business of the institution affected and on one other officer or a trustee or director thereof but any order relating to the withdrawal, payment or reception of deposits shall, in addition thereto, be

posted in that part of the institution commonly used by its depositors. Any person may serve such notice. The commissioner may give such further notice of any such order as he deems desirable. Notice of any such order relating to the payment of accounts other than deposits may be given creditors by registered mail and a return receipt signed by or for a creditor shall be sufficient evidence of receipt thereof.

On motion of Senator Doe, the Senate voted to concur with the House of Representatives in the adoption of the foregoing amendment.

READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on the Judiciary,

House Bill No. 408, An act relative to jurisdiction of municipal courts.

House Bill No. 422, An act authorizing the relief of persons and corporations by suspending such attachment, execution sale and mortgage foreclosure proceedings as work unjust hardship by reason of abnormal economic conditions.

House Bill No. 438, An act authorizing the town of Raymond to issue serial notes or bonds.

House Bill No. 440, An act relative to sessions for the correction of checklists in the towns of Claremont and Newport.

House Bill No. 446, An act relating to investigation of county officers.

House Bill No. 461, An act relating to the issuance of bonds by the county of Strafford.

To the Committee on Insurance,

House Bill No. 211 (In new draft), An act relative to the licensing of insurance agents and brokers.

To the Committee on Education,

House Bill No. 441, An act relating to the memberships of school boards.

COMMITTEE REPORTS

Senator Jacobson for the Committee on Revision of Laws, to whom was referred House Bill No. 98, An act relating to

the practice of embalming, having considered the same, reported the same with the following amendment and recommended its passage.

Amend Section 1 of the bill by striking out the words "or to those who have had two years of experience with a licensed embalmer" wherever they appear; so that said section as amended shall read:

1. Amend Section 1 of Chapter 143 of the Public Laws by striking out the words: "one term of practical instruction" in lines five and six and inserting in place thereof the words: six months of instruction; by adding at the end of said section the following: The provision of this section shall not apply to those already licensed; so that said section as amended shall read as follows: 1. *Qualifications.* No person shall embalm dead human bodies for burial, transportation or cremation unless he shall be at least twenty-one years of age, with not less than a grammar school education, shall have practiced such embalming for at least twelve months, shall have had at least six months of instruction in embalming and disinfecting in a school of embalming approved by the board of examiners, or shall have had instruction which the examiners consider its equivalent, shall have an intelligent comprehension of such rudiments of anatomy, and of the characteristics of, and the dangers from, contagious and infectious diseases, and of the actions and uses of disinfectant agencies, as the state board of health may prescribe as necessary for the protection of the living and shall pass an examination before the board of examiners. The provisions of this section shall not apply to those already licensed.

The report was accepted, the amendment adopted, and the bill ordered to a third reading this afternoon at one o'clock.

Senator Chesley for the Committee on Military Affairs, to whom was referred House Bill No. 425, An act relating to the office of the adjutant general, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted.

Senator Foley moved that the bill be laid upon the table and made a special order for Tuesday, May 9th, at 10:01 o'clock.

On a *viva voce* vote the negative prevailed and the motion was lost.

Senator Doe moved that the Senate substitute the recommendation "inexpedient to legislate" for that of the committee, ought to pass.

(Discussion ensued)

Senator Doe demanded a roll call.

The Clerk proceeded to call the roll.

The question being stated:

Shall the recommendation "inexpedient to legislate" be substituted for that of the committee, ought to pass?

The following named Senators voted in the affirmative: Senators Gale, Bouthillier, Murphy, Foley, Doe and Cole.

The following named Senators voted in the negative: Senators Kelley, Dickson, McLean, Sanborn, Quimby, Alexander, Whitcomb, Chesley, Houghton, Heald, George, Jacobson, Calef, Bixler and Dale.

Six Senators having voted in the affirmative and fifteen Senators having voted in the negative, the negative prevailed and the motion to substitute was lost.

The question being stated:

Shall the recommendation of the committee be adopted?

On a *viva voce* vote the affirmative prevailed and the bill was ordered to a third reading this afternoon at one o'clock.

Senator Chesley for the Committee on Military Affairs, to whom was referred House Joint Resolution No. 51, Joint resolution in favor of the New Hampshire Veterans' Association, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the joint resolution ordered to a third reading this afternoon at one o'clock.

On motion of Senator Whitcomb, the rules were so far suspended as to permit the introduction of a committee report not previously advertised in the journal.

MAJORITY AND MINORITY REPORTS

A majority of the Committee on Liquor Laws, to whom was referred House Bill No. 255 (In new draft), An act to regulate the traffic in intoxicating liquor, having considered the same, reported the same with the following resolution.

Resolved, That it is inexpedient to legislate.

WILLIAM F. WHITCOMB,
A. C. ALEXANDER,
IRVING T. CHESLEY,

For a majority of the Committee.

A minority of the Committee on Liquor Laws, to whom was referred House Bill No. 255 (In new draft), An act to regulate the traffic in intoxicating liquor, having considered the same, reported the same with the following amendment and recommended its passage.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. The term "liquor" as used in this act includes and means all distilled and rectified spirits, wines and fermented liquors and any beverage which contains more than one per centum of alcohol except beverages as defined by Chapter 99 of the Laws of 1933; and the word "person" shall include firms, associations, co-partnerships and corporations. The term "commission" as used in this act shall mean the Control Commission provided by Chapter 99 of the Laws of 1933.

2. Said commission is hereby authorized to lease in the name of the state, such stores as it deems necessary for the sale of liquor as provided for in this act, in cities and towns which have accepted the provisions of this act.

3. All liquor sold in State stores shall be in sealed packages containing such quantity as said commission shall prescribe. Each package shall have the price fixed by the commission clearly stamped thereon. Said commission is hereby authorized to limit the amount of liquor which may be purchased by any person at one time and to make such other regulations for the conduct of the State stores as it may deem proper.

4. The salaries of the agents employed in State stores shall not be based upon the number of sales or the profits from sales of liquor, but all agents so employed shall receive an equal salary irrespective of the size or location of the store or the volume of business transacted in said store.

5. No person shall be permitted to purchase liquor in any State store without having a buyers license, and no person shall purchase liquor in a State store for sale or delivery to a person not having a buyers license and no person shall sell or buy liquor except as provided in the provisions of this act.

6. Application for a buyers license shall be made in person to the city or town clerk in any city or town which has accepted the provisions of this act. The applicant shall sign and swear to the application. The buyers license fee shall be one dollar, twenty-five cents of which shall be paid to the town clerk and seventy-five cents shall be used for the benefit of the city or town in which it is issued. Application blanks shall be prepared by the commission, and shall be in duplicate. One copy shall be retained by the city or town clerk and one forwarded to the commission.

7. The city or town clerk shall issue a buyer's license in a form which is approved by the commission to the applicant upon the payment of the fee. The license shall be numbered and shall be signed by the applicant or contain some distinguishing mark or description by which the holder may be identified.

8. No buyers license shall be issued by a city or town clerk to a minor or to any person who has had his license revoked, until the revocation has been vacated by the commission.

9. Each buyers license shall expire on the thirty-first day of December next following the date of issue. A buyers license may be revoked for cause shown by the commission or by any court of this state having criminal jurisdiction. When a buyers license has been revoked by a court the clerk of said court shall immediately notify the commission, and no buyers license shall again be issued to that person until the commission for good cause so directs.

10. Nothing in this act shall be construed to prevent the commission from issuing licenses and permits as defined in Chapter 99 of the laws of 1933 for the manufacture of and sale of such beverages as are defined in said Chapter 99 of the Laws of 1933.

11. The commission shall appoint a State liquor dispenser and fix his salary. The commission shall also appoint such clerks and deputy clerks as are necessary for the State liquor dispenser and fix their salaries. The commission shall provide such quarters and facilities as are necessary for said State liquor dispenser in such cities or towns which have accepted the provisions of this act, as it shall designate.

12. No liquor shall be dispensed to any State store except through said liquor dispenser under such regulations as to delivery as the commission shall determine.

13. The manufacture of liquor in this State shall be permitted under such regulations as the commission shall determine and under such terms as are not inconsistent with the provisions of the constitution of the United States or the statutes of the United States, but no liquor manufactured in this State shall be sold or delivered in this State in any manner which is inconsistent with the provisions of this act.

14. Any person who shall violate any of the provisions of this act shall be fined for each offense not more than five hundred dollars or imprisoned not more than one year, or by both such fine and imprisonment.

15. The times at which liquor may or shall be sold in State stores as well as all regulations relative to the conduct of State stores not specifically provided for in this act, shall be under the direction and control of the commission.

16. At any time after thirty days from the date of the repeal of the eighteenth amendment to the constitution of the United States, provided New Hampshire shall have voted to repeal said amendment, the officers of every city or town whose duty it is to call a special meeting of the legal voters of their respective cities or towns may call a special meeting according to the statutes made and provided, at which

special meeting and at each biennial election thereafter in November the sense of the voters shall be taken by secret ballot upon the following question: "Shall State stores be operated by the Control Commission in this city or town under the provisions of 'An act to regulate the traffic in intoxicating liquor', passed at the January session of the General Court, 1933?"

If a majority of the qualified voters in any city or town present and voting at said town or city election shall vote in the affirmative on said question, the clerk of the city or town shall immediately certify that fact to the commission, who shall forthwith comply with such provisions of this act as are necessary to operate a State store or stores in said city or town. In case a majority of the qualified voters of a city or town present and voting at such elections shall vote in the negative on said question, the clerk of the city or town shall immediately certify that fact to the commission and in such cities and towns no person shall sell or buy liquor except as provided in this act.

17. Any city or town which has or has not accepted the provisions of this act may at a regular or special town meeting or at a meeting of the city government, vote in favor of permits to druggists for the sale of liquor in the town or city for medicinal purposes and the mayor of the city or selectmen of the town may give such permit to a druggist applying for the same. Such permit shall be for not more than one year and shall authorize such druggists to sell liquor for bona fide medicinal use on the non-refillable prescription of a regular physician. A druggist securing such permit shall procure all liquors to be possessed, used or sold by him from the State liquor dispenser. If any druggist shall fail to comply with the provisions of this section he shall be subject to the penalties specified in Section 14 of this act.

18. The commission shall prescribe the terms, regulations and restrictions under which the State liquor dispenser shall furnish pure and unadulterated spirituous, vinous and malt liquors to persons and institutions as require the same for medicinal, sacramental, scientific and mechanical purposes.

19. All income from this act shall be paid to the State treasurer by the commission as provided by Chapter 99 of the Laws of 1933.

20. Persons guilty of any violation of the provisions of this act shall be prosecuted by the county or city solicitors, or police commissioners, sheriffs, police officers or prosecuting agents of the towns, at the expense of the county, city or town.

21. Chapter 144 of the Public Laws and all acts and parts of acts inconsistent with this act shall be repealed on the thirtieth day following the repeal of the eighteenth amendment to the constitution of the United States, provided the State of New Hampshire shall have voted to repeal said eighteenth amendment.

EMMET J. KELLEY,
JOHN A. FOLEY,

For a minority of the Committee.

Senator Foley moved that the report of the minority be substituted for that of the majority.

(Discussion ensued)

Senator Foley demanded a roll call.

The Clerk proceeded to call the roll.

The question being stated:

Shall the report of the minority be substituted for that of the majority?

The following named Senators voted in the affirmative: Senators Kelley, Bouthillier, Jacobson, Murphy, Foley and Doe.

The following named Senators voted in the negative: Senators Dickson, McLean, Gale, Sanborn, Quimby, Alexander, Whitcomb, Chesley, Houghton, Heald, George, Calef, Cole, Bixler and Dale.

Six Senators having voted in the affirmative and fifteen Senators having voted in the negative, the negative prevailed and the motion to substitute was lost.

The question being stated:

Shall the report of the majority, inexpedient to legislate, be adopted?

On a *viva voce* vote the affirmative prevailed.

On motion of Senator Calef, the rules were so far suspended as to permit the introduction of a committee report not previously advertised in the journal.

Senator Calef, for the Committee on Finance, to whom was referred Senate Joint Resolution No. 3, Joint resolution for the improvement of a section of the road from Hale's corner to Rochester in the town of Barrington, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the joint resolution ordered to a third reading this afternoon at one o'clock.

INTRODUCTION OF BILL

Senator George, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 39, An act to establish financial control in the city of Concord.

Senator Calef, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 40, An act relative to the term of county officers for Strafford county.

On motion of Senator Heald, the Senate voted to reconsider the vote whereby House Bill No. 218, An act relative to the registration of motor vehicles by non-residents, with amendments was referred to the Committee on Transportation.

On motion of the same Senator the Senate voted to concur with the House of Representatives in the adoption of the following amendment.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Registration by Non-Residents.* Amend Section 22 of

Chapter 100 of the Public Laws by striking out all of said section and inserting in place thereof the following: 22. *Twenty-Day Privilege.* A motor vehicle, except motor trucks of a registered carrying capacity of more than three tons, owned by a non-resident who has complied with the laws of his state, district or country, relating to registration and licensing of motor vehicles, may be operated upon the ways of this state for a period of not exceeding twenty days in any one calendar year, without registration, except where a person owns, operates or causes to be operated more than one motor truck of a registered carrying capacity of three tons or less or commercial vehicle or both he shall not be entitled to more than twenty days in the calendar year for all such vehicles; provided that said state, district or country grants like privileges to residents of this state.

2. —. Amend Section 28 of said Chapter 100 by inserting after the word "vehicle" in the first line thereof the words, except motor trucks of a registered carrying capacity of more than three tons, so that said section as amended shall read as follows: 28. *Zone Privilege.* A non-resident owner of a motor vehicle, except motor trucks of a registered carrying capacity of more than three tons, who has complied with the laws of his state relating to registration and licensing of motor vehicles and who has a bona fide actual residence in a state granting like privileges to residents of this state, which residence is located within fifteen miles by highway of the border line of this state, may operate such vehicle upon any ways of this state distant not more than fifteen miles from the border line of his state if application for the registration thereof is made in accordance with the provisions of Section 1 and the proper fee is paid and the vehicle is registered by the commissioner.

3. *Registration of Trucks of more than Three Tons.* Amend said Chapter 28 by adding after Section 29 the following new section: 29-a. *Registration, Special Permit.* No motor truck of a registered carrying capacity of more than three tons owned by a non-resident shall be operated on the highways of this state, until it has been registered under the

laws of this state in the same manner as is required of like vehicles owned and registered in this state; provided that a non-resident owner may apply to the commissioner for a special permit to operate such motor truck upon the highways of this state which permit, if granted, shall cover operation of such non-resident motor truck in this state for a period not to exceed five days from the date of issue or for periods of five separate days during one calendar year. A special permit granted under the provisions hereof shall not be transferable nor shall it be extended beyond the five day period. Any such special permit issued by the commissioner shall be in the possession of the operator of such truck at all times when such truck is operated on the highways of this state. Nothing in this section shall affect such motor trucks owned by any public utility company doing business in this state when engaged in emergency repair work, provided that said motor trucks and the drivers thereof shall be properly registered and licensed in this or some other state.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 192, An act to exempt from taxation property owned by the Deerfield Volunteer Fire Association Inc. of Deerfield.

House Bill No. 219, An act relative to annual town reports.

House Bill No. 220, An act relating to carriers of property for hire on the public highways.

House Bill No. 351, An act in relation to changing the date of the municipal elections in Nashua.

House Bill No. 383, An act relating to boat racing on inland waters.

House Bill No. 391, An act relating to tourist camps and cabins.

House Bill No. 392, An act to regulate the taking of salmon in Umbagog lake, Androscoggin river and Connecticut river.

House Bill No. 432, An act providing for a convention to

pass on a proposed amendment to the Constitution of the United States.

HAVEN DOE,
For the Committee.

On motion of Senator Dale, the rules were suspended and all business in order for this afternoon at one o'clock was made in order at the present time.

The following bills and joint resolutions were read a third time and passed.

House Bill No. 98, An act relating to the practice of embalming.

House Bill No. 425, An act relating to the office of the Adjutant General.

Senate Joint Resolution No. 3, Joint resolution for the improvement of a section of the road from Hale's corner to Rochester in the town of Barrington.

House Joint Resolution No. 51, Joint resolution in favor of the New Hampshire Veterans' Association.

On motion of Senator Houghton the following resolution was adopted.

Resolved, That when the Senate adjourns this morning it adjourn to meet tomorrow morning at 9:00 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 6:30 o'clock.

On motion of Senator Bixler, the Senate adjourned.

FRIDAY, MAY 5, 1933.

The Senate met according to adjournment.

Senator Houghton having assumed the Chair, read the following communication:

Peterboro, N. H., May 5, 1933.

SENATOR HOUGHTON:

Please preside for me at this morning's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator Cole declared the Senate adjourned.

MONDAY, MAY 8, 1933.

The Senate met according to adjournment.

Senator Chesley having assumed the Chair, read the following communication:

Peterboro, N. H., May 8, 1933.

SENATOR CHESLEY:

Please preside for me at this evening's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator Chesley declared the Senate adjourned.

TUESDAY, MAY 9, 1933.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate:

House Joint Resolution No. 1, Joint resolution for the improvement of the main road in the town of Temple.

House Joint Resolution No. 3, Joint resolution for the maintenance of the Sugar Loaf road in the town of Alexandria.

House Joint Resolution No. 6, Joint resolution for the improvement of the Old Mast road in the town of Lee.

House Joint Resolution No. 7, Joint resolution providing for permanent improvement of the road from Sunapee to Newbury.

House Joint Resolution No. 10, Joint resolution for the improvement of the highway in the town of Dummer.

House Joint Resolution No. 14, Joint resolution for the improvement of the Gilmanton road leading from Alton to Gilmanton line in the town of Alton.

House Joint Resolution No. 15, Joint resolution for the completion of the Barrington Depot road in the town of Barrington from Barrington Depot to Rochester.

House Joint Resolution No. 17, Joint resolution for the improvement of the main or stage road so-called from Northwood line to Lee line in the town of Nottingham.

House Joint Resolution No. 18, Joint resolution for the construction of the so-called Deer Hill road in the towns of Madison and Tamworth.

House Joint Resolution No. 20, Joint resolution for the improvement of New London road leading from New London town line to West Springfield in the town of Springfield.

House Joint Resolution No. 22, Joint resolution for the improvement of the Province road in Gilmanton.

House Joint Resolution No. 24, Joint resolution for the improvement of the North Epping road in the town of Epping.

House Joint Resolution No. 26, Joint resolution for the improvement of the road in Hopkinton leading from the Hopkinton State road to the Dunbarton line.

House Joint Resolution No. 27, Joint resolution providing for the permanent improvement of the road from Washington to Goshen.

House Joint Resolution No. 28, Joint resolution for the improvement and completion of the Mammoth road in the town of Pelham.

House Joint Resolution No. 31, Joint resolution for the improvement of the Francetown road and the Peterborough road in the town of Greenfield.

House Joint Resolution No. 34, Joint resolution for improvement of a road in the town of Sutton.

House Joint Resolution No. 39, Joint resolution for the improvement of the Water village road in the town of Ossipee.

House Joint Resolution No. 42, Joint resolution for the improvement of the North road in the town of Deerfield.

House Joint Resolution No. 43, Joint resolution for the improvement of a road in Westmoreland and Chesterfield.

House Joint Resolution No. 45, Joint resolution for the improvement of a certain road between Dalton and Whitefield.

House Joint Resolution No. 49, Joint resolution for the permanent improvement of the road in Meredith leading from New Hampton line to Meredith village.

House Joint Resolution No. 11, Joint resolution for the improvement of the Stag Hollow road in the town of Jefferson.

House Joint Resolution No. 44, Joint resolution for the completion of the Main road in the town of Danville.

House Joint Resolution No. 88, Joint resolution in favor of Bernard Merrick of East Kingston.

House Joint Resolution No. 103, Joint resolution providing for an appropriation to the Commission of the New Hampshire Arts and Crafts.

House Bill No. 302, An act relating to reimbursement of towns for pauper aid.

House Bill No. 434, An act legalizing the proceedings of the annual town meeting held in the town of Middleton, March 14, 1933.

House Bill No. 449, An act relating to borrowing by counties.

House Bill No. 452, An act relating to permits and fees for boxing bouts.

House Bill No. 397, An act relating to county audits.

House Bill No. 455, An act making appropriations for the expenses for the State of New Hampshire for the year ending June 30, 1934.

House Bill No. 456, An act making appropriation for the

expenses of the State of New Hampshire for the year ending June 30, 1935.

Concurrent resolution ratifying a proposed amendment to the Constitution of the United States of America.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following bills in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

House Bill No. 170, An act relative to taking brook trout from Ellsworth Three ponds.

Amend the title of said bill by adding at the end of said title the words, and Halls pond in Sandwich.

Amend Section 1 of said bill by striking out the same and inserting in place thereof the following:

1. *Brook Trout.* Amend paragraph II of Section 1 of Chapter 200 of the Public Laws by striking out said paragraph and inserting in place thereof the following: II. Those not less than seven inches in length may be taken from the ponds in Carter Notch, from May first to August first, and from Russell pond in Woodstock, Halls pond in Sandwich and Ellsworth Three ponds, so-called, in the towns of Ellsworth and Warren, from May twentieth to September first, provided that those not less than seven inches in length may be taken with fly only from the Upper pond, so-called, of said Ellsworth Three ponds from July first to September first.

House Bill No. 315, An act to provide one day rest in seven.

Amend said bill by striking out the first twenty-two lines of Section 1 and inserting in place thereof the following:

1. *Laborers.* Amend Chapter 176 of the Public Laws by adding after Section 42, as inserted by Chapter 93 of the Laws of 1929, the following new sections: 43. *Prohibition.* No person shall require or request any employee of a manufacturing or mechanical establishment to work more hours in any one day than is limited by law, in order to make up time lost by reason of a legal holiday. 44. *Sunday Work.*

Whoever requires an employee engaged in any commercial occupation or in the work of any industrial process not subject to the following section or in the work of transportation or communication to do on Sunday the usual work of his occupation, unless he is allowed during the six days next ensuing twenty-four consecutive hours without labor, shall be fined not more than fifty dollars; provided that this section and the following section shall not be construed as allowing any work on Sunday not otherwise authorized by law. 45. *Day of Rest.* Every employer of labor engaged in carrying on any manufacturing or mercantile establishment in the state, shall allow every.

Amend said bill by striking out the words "punished by a fine of" in the thirty-third line and inserting in place thereof the word, fined.

Amend said bill by striking out lines thirty-eight to forty-seven inclusive of Section 1 and inserting in place thereof the following:

47. *Exceptions.* Sections 44 and 45 shall not apply to the following employees:

I. Janitors, watchmen, firemen employed at stationary plants, or caretakers.

II. Employees whose duties on Sunday include only setting sponges in bakeries; caring for live animals or caring for machinery and plant equipment.

III. Employees engaged in the preparation, printing, publication, sale or delivery of newspapers.

IV. Employees engaged in farm or personal service.

V. Employees engaged in any labor called for by an emergency which could not reasonably have been anticipated.

On motion of Senator Gale, the Senate voted to concur with the House of Representatives in the adoption of the foregoing amendments.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following bills.

House Bill No. 324 (In new draft and new title), An act relating to the terms of the superior court.

House Bill No. 238, An act relating to rights of surviving husband or wife.

READ AND REFERRED

The following bills and joint resolutions sent up from the House of Representatives were read a first and second time and referred

To the Committee on the Judiciary,

House Bill No. 397, An act relating to county audits.

House Bill No. 434, An act legalizing the proceedings of the annual town meeting held in the town of Middleton, March 14, 1933.

House Joint Resolution No. 103, Joint resolution providing for an appropriation to the commission of the New Hampshire Arts and Crafts.

To the Committee on Towns and Counties,

House Bill No. 302, An act relating to reimbursement of towns for pauper aid.

House Bill No. 449, An act relating to borrowing by counties.

To the Committee on Revision of Laws,

House Bill No. 452, An act relating to permits and fees for boxing bouts.

To the Committee on Finance,

House Bill No. 455, An act making appropriation for the expenses for the State of New Hampshire for the year ending June 30, 1934.

House Bill No. 456, An act making appropriation for the expenses for the State of New Hampshire for the year ending June 30, 1935.

To the Committee on Claims,

House Joint Resolution No. 88, Joint resolution in favor of Bernard Merrick of East Kingston.

To the Committee on Public Improvements,

House Joint Resolution No. 1, Joint resolution for the improvement of the main road in the town of Temple.

House Joint Resolution No. 3, Joint resolution for the maintenance of the Sugar Loaf road in the town of Alexandria.

House Joint Resolution No. 6, Joint resolution for the improvement of the Old Mast road in the town of Lee.

House Joint Resolution No. 7, Joint resolution providing for permanent improvement of the road from Sunapee to Newbury.

House Joint Resolution No. 10, Joint resolution for the improvement of the highway in the town of Dummer.

House Joint Resolution No. 11, Joint resolution for the improvement of the Stag Hollow road in the town of Jefferson.

House Joint Resolution No. 14, Joint resolution for the improvement of the Gilmanton road leading from Alton to Gilmanton line in the town of Alton.

House Joint Resolution No. 15, Joint resolution for the completion of the Barrington Depot road in the town of Barrington from Barrington Depot to Rochester.

House Joint Resolution No. 17, Joint resolution for the improvement of the main or stage road so-called from Northwood line to Lee line in the town of Nottingham.

House Joint Resolution No. 18, Joint resolution for the construction of the so-called Deer Hill road in the towns of Madison and Tamworth.

House Joint Resolution No. 20, Joint resolution for the improvement of New London road leading from New London town line to West Springfield in the town of Springfield.

House Joint Resolution No. 22, Joint resolution for the improvement of the Province road in Gilmanton.

House Joint Resolution No. 24, Joint resolution for the improvement of the North Epping road in the town of Epping.

House Joint Resolution No. 26, Joint resolution for the improvement of the road in Hopkinton leading from the Hopkinton State road to the Dunbarton line.

House Joint Resolution No. 27, Joint resolution providing for the permanent improvement of the road from Washington to Goshen.

House Joint Resolution No. 28, Joint resolution for the improvement and completion of the Mammoth Road in the town of Pelham.

House Joint Resolution No. 31, Joint resolution for the

improvement of the Francestown road and the Peterborough road in the town of Greenfield.

House Joint Resolution No. 34, Joint resolution for improvement of a road in the town of Sutton.

House Joint Resolution No. 39, Joint resolution for the improvement of the Water Village road in the town of Os-sipee.

House Joint Resolution No. 42, Joint resolution for the improvement of the North road in the town of Deerfield.

House Joint Resolution No. 43, Joint resolution for the improvement of a road in Westmoreland and Chesterfield.

House Joint Resolution No. 44, Joint resolution for the completion of the main road in the town of Danville.

House Joint Resolution No. 45, Joint resolution for the improvement of a certain road between Dalton and White-field.

House Joint Resolution No. 49, Joint resolution for the permanent improvement of the road in Meredith leading from New Hampton line to Meredith village.

To the Committee on Labor,

Concurrent resolution ratifying a proposed amendment to the Constitution of the United States of America.

COMMITTEE REPORTS

Senator George, for the Committee on the Judiciary, to whom was referred

House Bill No. 229, An act relative to emergency borrowing by towns, having considered the same, reported the same with the following resolution.

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator George, for the Committee on the Judiciary, to whom was referred

House Bill No. 419, An act relating to the Smyth Public Library association of Candia, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at one o'clock.

Senator Cole, for the Committee on Ways and Means, to whom was referred

House Bill No. 306, An act relative to the payment of poll taxes, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at one o'clock.

On motion of Senator Heald, the rules were so far suspended as to permit the introduction of a committee report not previously advertised in the journal.

Senator Heald, for the Committee on Transportation, to whom was referred

Senate Bill No. 36, An act relating to the transportation of fuels in motor trucks, having considered the same, reported the same with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out all of said section and inserting in place thereof the following:

1. *Trucks.* Amend Chapter 104 of the Public Laws by adding after section 7 the following new section: 7-a. *Auxiliary Tanks.* No commercial motor vehicle or truck, except such vehicles or trucks owned or operated by distributors duly licensed under the provisions of Section 1 of this chapter or by persons regularly engaged in the transportation of petroleum products for sale, shall be operated upon the highways of this state equipped with or containing any fuel tank other than the ordinary standardized equipment fuel tank attached to and forming a part of said motor vehicle as furnished by the manufacturer of said motor vehicle. Whoever violates any of the provisions of this section shall be fined not more than one hundred dollars.

The report was accepted, amendment adopted and the bill ordered to a third reading this afternoon at one o'clock.

INTRODUCTION OF BILLS

Senator Dale, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the

following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 41, An act to amend the charter of the city of Portsmouth.

Senator Alexander, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Finance.

Senate Bill No. 42, An act relating to the care of the Hannah Dustin Monument.

Senator Houghton, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following joint resolution which was read a first and second time, laid upon the table to be printed and referred to the Committee on Claims.

Senate Joint Resolution No. 5, Joint resolution in favor of the Estate of Frank T. Cole.

On motion of Senator Cole, the rules were suspended and all business in order for this afternoon at one o'clock was made in order at the present time.

THIRD READINGS

The following bills were read a third time and passed.

Senate Bill No. 36, An act relating to the transportation of fuels in motor trucks.

House Bill No. 306, An act relative to the payment of poll taxes.

House Bill No. 419, An act relating to the Smyth Public Library Association of Candia.

(Recess)

The Senate reassembled.

On motion of Senator Steele, the Senate adjourned.

WEDNESDAY, MAY 10, 1933.

The Senate met according to adjournment.

LEAVES OF ABSENCE

Senator Steele was granted leave of absence for the day on account of illness and Senator George on account of important business.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following bills and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 417, An act providing for emergency relief of distress in the State of New Hampshire.

House Bill No. 112, An act relating to descent, distribution and advancements.

House Bill No. 261, An act in amendment of the charter of the city of Concord.

House Bill No. 270, An act relating to compensation under the Workmen's Compensation Law.

House Bill No. 367, An act to authorize the highway department to dredge the channel of Rocky Branch in the town of Bartlett.

House Bill No. 421, An act relating to fees of county officials.

House Bill No. 431, An act relating to the salary of the justice of the municipal court of Concord.

House Joint Resolution No. 50, Joint resolution for the improvement of the Province road in the town of Belmont.

House Joint Resolution No. 59, Joint resolution providing for the completion of the road from East Concord to Tilton in the town of Canterbury.

House Joint Resolution No. 61, Joint resolution for the improvement of the Province road in Barnstead.

House Joint Resolution No. 64, Joint resolution for the improvement of the Walnut Hill road, so-called, in the towns of Chester and Derry.

House Joint Resolution No. 65, Joint resolution for the improvement of highway leading from Center Ossipee to Conway via Effingham Falls, Freedom and Eaton at East Madison.

House Joint Resolution No. 74, Joint resolution for the improvement of the Derry road in the town of Kingston.

House Joint Resolution No. 126, Joint resolution in favor of the town of Littleton.

READ AND REFERRED

The following bills and joint resolutions sent up from the House of Representatives were read a first and second time and referred

To the Committee on the Judiciary,

House Bill No. 261, An act in amendment of the charter of the city of Concord.

House Bill No. 431, An act relating to the salary of the justice of the municipal court of Concord.

House Bill No. 112, An act relating to descent, distribution and advancements.

To the Committees on the Judiciary and Finance,

House Bill No. 417, An act providing for emergency relief of distress in the state of New Hampshire.

To the Committee on Labor,

House Bill No. 270, An act relating to compensation under the Workmen's Compensation Law.

To the Committee on Public Improvements,

House Bill No. 367, An act to authorize the highway department to dredge the channel of Rocky Branch in the town of Bartlett.

House Joint Resolution No. 50, Joint resolution for the improvement of the Province road in the town of Belmont.

House Joint Resolution No. 61, Joint resolution for the improvement of the Province road in Barnstead.

House Joint Resolution No. 74, Joint resolution for the improvement of the Derry road in the town of Kingston.

House Joint Resolution No. 64, Joint resolution for the improvement of the Walnut Hill road, so-called, in the towns of Chester and Derry.

House Joint Resolution No. 65, Joint resolution for the improvement of highway leading from Center Ossipee to Conway via Effingham Falls, Freedom and Eaton at East Madison.

House Joint Resolution No. 59, Joint resolution providing for the completion of the road from East Concord to Tilton in the town of Canterbury.

To the Committee on Towns and Counties,

House Bill No. 421, An act relating to fees of county officials.

To the Committees on Claims and Finance,

House Joint Resolution No. 126, Joint resolution in favor of the town of Littleton.

COMMITTEE REPORTS

Senator Dale, for the Committee on the Judiciary, to whom was referred

Senate Bill No. 39, An act to establish financial control in the city of Concord.

Senate Bill No. 40, An act relative to the term of county officers for Strafford county.

House Bill No. 408, An act relative to jurisdiction of municipal courts.

House Bill No. 438, An act authorizing the town of Raymond to issue serial notes or bonds.

House Bill No. 440, An act relative to sessions for the correction of check-lists in the towns of Claremont and Newport.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at one o'clock.

Senator Dale, for the Committee on the Judiciary, to whom was referred

House Bill No. 461, An act relating to the issuance of bonds by the county of Strafford.

Having considered the same, reported the same with the following amendment and recommended its passage.

Amend the bill by striking out the words "eighty-four" in the third line of Section 1 and inserting in place thereof the words "one hundred and four" and by striking out the word "seven" in the fifth line and inserting in place thereof the word "ten" so that said section as amended shall read:

1. *Issuance of Bonds.* The county commissioners of the county of Strafford are hereby empowered and authorized to issue for and in behalf of said county serial bonds to an amount not exceeding one hundred and four thousand dollars for the purpose of refunding outstanding notes of the county. Said bonds shall be paid at the rate of ten thousand dollars per year, with the first payment in 1934, until the debt is extinguished. The county commissioners shall determine the form of such bonds, their rate of interest, using their best efforts to secure the lowest rate obtainable, the dates when interest shall be paid, the dates of maturity, and the time or times of issue and the places where principal and interest shall be paid. Said bonds may be negotiated by the treasurer under the direction of the county commissioners and out of the proceeds of the sale, the treasurer shall pay such notes as were outstanding December 31, 1932.

The report was accepted, amendment adopted and the bill as amended ordered to a third reading this afternoon at one o'clock.

Senator Doe, for the Committee on Education to whom was referred

House Bill No. 424, An act relating to payment of high school tuition by school districts.

House Bill No. 441, An act relating to the memberships of school boards.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at one o'clock.

Senator Heald, for the Committee on Insurance, to whom was referred

House Bill No. 211 (In new draft), An act relative to the licensing of insurance agents and brokers, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at one o'clock.

INTRODUCTION OF BILLS

Senator Alexander, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bills which were read a first and second time, laid upon the table to be printed and referred

To the Committee on the Judiciary,

Senate Bill No. 43, An act relative to contracts for the sale of real estate.

To the Committee on the Judiciary and Finance,

Senate Bill No. 44, An act relative to emergency appropriations.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions:

Senate Bill No. 29, An act relating to taxation of banks.

Senate Bill No. 30, An act providing for regulation, conservation and reorganization of banking institutions.

House Bill No. 26, An act relative to furnishing information as to deposits of persons receiving or applying for public support.

House Bill No. 182, An act relating to deer.

House Bill No. 218, An act relating to the registration of motor vehicles by non-residents.

House Bill No. 238, An act relating to rights of surviving husband or wife.

House Bill No. 324, An act relating to the terms of the superior court.

House Bill No. 373, An act relating to regulation of highways by the highway commissioner and selectmen.

House Bill No. 415, An act relating to county conventions.

House Bill No. 425, An act relating to the office of the adjutant-general.

House Joint Resolution No. 51, Joint resolution in favor of the New Hampshire Veterans' Association.

House Joint Resolution No. 113, Joint resolution relating to payment of bonus in recognition of war service of residents of New Hampshire.

House Joint Resolution No. 121, Joint resolution in favor of Augustus S. Glidden of Alton.

House Joint Resolution No. 130, Joint resolution in favor of the estate of Henry W. Allen.

HAVEN DOE,
For the Committee.

On motion of Senator Cole, the rules were suspended and all business in order for this afternoon at one o'clock was made in order at the present time.

THIRD READINGS

The following entitled bills were read a third time and passed.

House Bill No. 211 (In new draft), An act relative to the licensing of insurance agents and brokers.

House Bill No. 408, An act relative to jurisdiction of municipal courts.

House Bill No. 424, An act relating to payment of high school tuition by school districts.

House Bill No. 438, An act authorizing the town of Raymond to issue serial notes or bonds.

House Bill No. 440, An act relative to sessions for the correction of check lists in the towns of Claremont and Newport.

House Bill No. 441, An act relating to the memberships of school boards.

House Bill No. 461, An act relating to the issuance of bonds by the county of Strafford.

Senate Bill No. 40, An act relative to the term of county officers for Strafford county.

The following entitled bill was read a third time.

Senate Bill No. 39, An act to establish financial control in city of Concord.

The question being stated:

Shall the bill pass?

Senator Chesley requested the reading of the bill.

The Clerk proceeded to read the bill in full.

On motion of Senator Chesley further reading of the bill was dispensed with, and the bill was laid upon the table.

On motion of Senator Bouthillier the Senate adjourned.

THURSDAY, MAY 11, 1933.

The Senate met according to adjournment.

Senator Doe in the Chair

The Clerk read the following communication.

Peterboro, N. H., May 11, 1933.

SENATOR DOE:

Please preside for me at this morning's session of the New Hampshire Senate, and oblige.

GEORGE D. CUMMINGS,

President.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 466, An act relative to the legalization of certain votes taken at the March meeting 1933, in the town of Winchester.

House Bill No. 187, An act to establish a state aid road from Epping to Barrington.

House Bill No. 277, An act relating to the issue of bonds to refund certain short-term notes.

House Joint Resolution No. 21, Joint resolution for the improvement of the Lovell Lake road in the town of Wakefield.

House Joint Resolution No. 79, Joint resolution relating to the improvement of road leading from Rumney to Stinson lake in the town of Rumney.

House Joint Resolution No. 82, Joint resolution for the improvement of Diamond Ledge road in the town of Sandwich.

House Joint Resolution No. 87, Joint resolution for the improvement of a road in the town of East Kingston.

House Joint Resolution No. 96, Joint resolution for completing Mammoth road in the town of Hooksett.

House Joint Resolution No. 97, Joint resolution for the improvement of the Old State Line, so-called, leading from Loudon to Kelley's corner in Lower Gilmanton.

House Joint Resolution No. 104, Joint resolution for the construction of the Weare road, so-called, in the towns of Dunbarton and Weare.

House Joint Resolution No. 127, Joint resolution for the improvement of a road in the town of Stewartstown.

House Joint Resolution No. 129, Joint resolution for the improvement of a highway in the city of Laconia.

House Joint Resolution No. 131, Joint resolution providing for the improvement of a certain road in the town of Lyndeborough.

House Joint Resolution No. 132, Joint resolution providing for completing the improvement of the Silver Lake road in the town of Amherst.

House Joint Resolution No. 139, A joint resolution relative to a commission to investigate the question of freeing certain toll bridges over the Connecticut river.

The message further stated that the House of Representa-

tives had voted to concur with the Honorable Senate in its amendments to the following bill:

House Bill No. 98, An act relating to the practice of embalming.

READ AND REFERRED

The following bills and joint resolutions sent up from the House of Representatives were read a first and second time and referred:

To the Committees on Public Improvements and Finance,
House Joint Resolution No. 21, Joint resolution for the improvement of the Lovell Lake road in the town of Wakefield.

House Joint Resolution No. 79, Joint resolution relating to the improvement of road leading from Rumney to Stinson lake in the town of Rumney.

House Joint Resolution No. 82, Joint resolution for the improvement of Diamond Ledge road in the town of Sandwich.

House Joint Resolution No. 87, Joint resolution for the improvement of a road in the town of East Kingston.

House Joint Resolution No. 96, Joint resolution for completing Mammoth road in the town of Hooksett.

House Joint Resolution No. 97, Joint resolution for the improvement of the Old State Line, so-called, leading from Loudon to Kelley's corner in Lower Gilmanton.

House Joint Resolution No. 104, Joint resolution for the construction of the Weare road, so-called in the towns of Dunbarton and Weare.

House Joint Resolution No. 127, Joint resolution for the improvement of a road in the town of Stewartstown.

House Joint Resolution No. 129, Joint resolution for the improvement of a highway in the city of Laconia.

House Joint Resolution No. 131, Joint resolution providing for the improvement of a certain road in the town of Lyndeborough.

House Joint Resolution No. 132, Joint resolution provid-

ing for completing the improvement of the Silver Lake road in the town of Amherst.

House Bill No. 187, An act to establish a state aid road from Epping to Barrington.

To the Committees on the Judiciary and Finance,

House Joint Resolution No. 139, Joint resolution relative to a commission to investigate the question of freeing certain toll bridges over the Connecticut river.

On motion of Senator Whitcomb the rules were suspended, reference to committee dispensed with and the bill read a third time and passed.

To the Committee on the Judiciary,

House Bill No. 277, An act relating to the issue of bonds to refund certain short-term notes.

House Bill No. 466, An act relative to the legalization of certain votes taken at the March meeting 1933, in the town of Winchester.

COMMITTEE REPORTS

Senator George for the Committee on the Judiciary, to whom was referred House Bill No. 434, An act legalizing the proceedings of the annual town meeting held in the town of Middleton March 14, 1933, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at one o'clock.

Senator Dickson for the Committee on Banks, to whom was referred House Bill No. 428, An act relating to building and loan associations, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill ordered to a third reading this afternoon at one o'clock.

Senator Murphy for the Committee on Public Health, to whom was referred Senate Bill No. 34, An act concerning certain examining boards, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senators Quimby and Gale for the Committees on Finance and Public Improvements, to whom were referred

House Joint Resolution No. 1, Joint resolution for the improvement of the main road in the town of Temple.

House Joint Resolution No. 3, Joint resolution for the maintenance of the Sugar Loaf road in the town of Alexandria.

House Joint Resolution No. 6, Joint resolution for the improvement of the Old Mast road in the town of Lee.

House Joint Resolution No. 7, Joint resolution providing for permanent improvement of the road from Sunapee to Newbury.

House Joint Resolution No. 10, Joint resolution for the improvement of the highway in the town of Dummer.

House Joint Resolution No. 11, Joint resolution for the improvement of the Stag Hollow road in the town of Jefferson.

House Joint Resolution No. 14, Joint resolution for the improvement of the Gilmanton road leading from Alton to Gilmanton line in the town of Alton.

House Joint Resolution No. 15, Joint resolution for the completion of the Barrington Depot road in the town of Barrington from Barrington Depot to Rochester.

House Joint Resolution No. 17, Joint resolution for the improvement of the main or stage road so-called from Northwood line to Lee line in the town of Nottingham.

House Joint Resolution No. 18, Joint resolution for the construction of the so-called Deer Hill road in the towns of Madison and Tamworth.

House Joint Resolution No. 20, Joint resolution for the improvement of New London road leading from New London town line to West Springfield in the town of Springfield.

House Joint Resolution No. 22, Joint resolution for the improvement of the Province road in Gilmanton.

House Joint Resolution No. 24, Joint resolution for the

improvement of the North Epping road in the town of Epping.

House Joint Resolution No. 26, Joint resolution for the improvement of the road in Hopkinton leading from the Hopkinton state road to the Dunbarton line.

House Joint Resolution No. 28, Joint resolution for the improvement and completion of the Mammoth road in the town of Pelham.

House Joint Resolution No. 27, Joint resolution providing for the permanent improvement of the road from Washington to Goshen.

The reports were accepted and the joint resolutions were ordered to a third reading this afternoon at one o'clock.

MAJORITY AND MINORITY REPORT

A majority of the Committee on Fisheries and Game, to whom was referred House Bill No. 141, An act relating to bob cat bounty, having considered the same, reported the same without amendment and recommended its passage.

RALPH GEORGE,
WILLIAM M. COLE,
AIME MARTEL,

For a majority of the Committee.

A minority of the Committee on Fisheries and Game, to whom was referred House Bill No. 141, An act relating to bob cat bounty, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

G. W. DICKSON,
R. J. McLEAN,

For a minority of the Committee.

The report of the majority was accepted.

Senator Dickson moved that the report of the minority be substituted for that of the majority.

(Discussion ensued)

Senator Dickson demanded a roll call.

The question being stated:

Shall the report of the minority be substituted for that of the majority?

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Kelley, Dickson, McLean, Gale, Quimby, Alexander, Whitcomb, Chesley, Cummings (Senator Cummings being paired with Senator Jacobson, Senator Cummings voting yes and Senator Jacobson voting no), Heald, Doe, Calef, Bixler and Dale.

The following named Senators voted in the negative: Senators Sanborn, Bouthillier, Steele, George, Jacobson (Senator Jacobson being paired with Senator Cummings, Senator Jacobson voting no, and Senator Cummings voting yes), Murphy, Martel and Cole.

Fourteen Senators having voted in the affirmative and eight Senators having voted in the negative, the affirmative prevailed and the report of the minority was substituted for that of the majority.

The question being stated:

Shall the resolution of the committee be adopted?

On a *viva voce* vote the resolution of the committee was adopted.

Senator Doe, for the Committee on Engrossed Bills, to whom was referred

House Bill No. 211, An act relative to the licensing of insurance agents and brokers, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend Section 3 of said bill by striking out the same and inserting in place thereof the following:

3. *Repeal.* Section 20 of said Chapter 273, relative to limitation of authority of an agent, is hereby repealed.

Amend Section 6 of said bill by striking out the same and inserting in place thereof the following:

6. *Repeal.* Section 31 of said Chapter 275, relative to the issuance of brokers' licenses, is hereby repealed.

The report was accepted, amendment adopted and the bill

sent to the House of Representatives for concurrence in Senate amendments.

On motion of Senator Chesley the following entitled bill was taken from the table and passed.

Senate Bill No. 39, An act to establish financial control in the city of Concord.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

Senator Alexander, under a suspension of the rules, sixteen Senators having actually voted in favor thereof introduced the following joint resolution, which was read a first and second time, laid upon the table to be printed and referred to the Committees on Public Improvements and Finance.

Senate Joint Resolution No. 6, Joint resolution providing for the improvement of the old New Hampshire Turnpike in the town of Boscawen.

Senator Steele, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed.

Senate Bill No. 46, An act relating to water traps for taking game.

Senator Steele moved that the rules be suspended, printing and reference to committee dispensed with and the bill read a third time and passed.

On a *viva voce* vote, the motion to suspend the rules was lost and the bill was referred to the Committee on State Prison and Industrial School.

Senator Jacobson, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Liquor Laws.

Senate Bill No. 45, An act relating to the manufacture, transportation and sale of malt beverages.

On motion of the same Senator, the rules were suspended, printing and reference to committee dispensed with and the foregoing entitled bill was read a third time and passed.

On motion of Senator Dale, the following concurrent resolution was adopted.

CONCURRENT RESOLUTION

Protesting against the lowering of the standard of the light house station in Portsmouth harbor.

WHEREAS, the Federal Government contemplates the substitution of an unattended light in Portsmouth harbor for the present attended light and the elimination of the fog bell,

THEREFORE, Be it resolved by the Senate of the State of New Hampshire, the House of Representatives concurring, that the State of New Hampshire protest against any lowering of the standard of this station as detrimental and dangerous to shipping, and

Be it Further Resolved, That a copy of these resolutions be sent to the members of the New Hampshire delegation in the Congress.

BILL RECALLED FROM GOVERNOR

On motion of Senator Gale, the following resolution was adopted.

Resolved, That the Governor be requested to return to the Senate for further consideration the following entitled bill:

House Bill No. 315, An act to provide for one day rest in seven.

BILL RETURNED FROM GOVERNOR

Pursuant to the above request, His Excellency the Governor returned to the Senate House Bill No. 315, An act to provide for one day rest in seven.

On motion of Senator Gale, the rules were so far suspended as to allow the reconsideration of the vote on the foregoing entitled bill.

On motion of the same Senator the Senate voted to reconsider the vote whereby the foregoing entitled bill passed.

On motion of the same Senator the Senate voted to reconsider the vote whereby the foregoing entitled bill was ordered to a third reading.

Senator Gale offered the following amendment.

Amend said bill by inserting in Section 1 under the paragraph entitled "47. *Exceptions*" after V the following new paragraph.

VI. Employees engaged in any work connected with the theatre or motion picture houses.

The amendment was adopted and the bill ordered to a third reading this afternoon at one o'clock.

On motion of Senator Bouthillier the rules were suspended and all business in order for this afternoon at one o'clock was made in order at the present time.

THIRD READINGS

The following bills and joint resolutions were read a third time and passed.

House Bill No. 315, An act to provide for one day rest in seven.

House Bill No. 428, An act relating to building and loan associations.

House Bill No. 434, An act legalizing the proceedings of the annual town meeting held in the town of Middleton March 14, 1933.

House Joint Resolution No. 1, Joint resolution for the improvement of the main road in the town of Temple.

House Joint Resolution No. 3, Joint resolution for the maintenance of the Sugar Loaf road in the town of Alexandria.

House Joint Resolution No. 6, Joint resolution for the improvement of the Old Mast road in the town of Lee.

House Joint Resolution No. 7, Joint resolution providing for permanent improvement of the road from Sunapee to Newbury.

House Joint Resolution No. 10, Joint resolution for the improvement of the highway in the town of Dummer.

House Joint Resolution No. 11, Joint resolution for the improvement of the Stag Hollow road in the town of Jefferson.

House Joint Resolution No. 14, Joint resolution for the

improvement of the Gilmanton road leading from Alton to Gilmanton line in the town of Alton.

House Joint Resolution No. 15, Joint resolution for the completion of the Barrington Depot road in the town of Barrington, from Barrington Depot to Rochester.

House Joint Resolution No. 17, Joint resolution for the improvement of the main or Stage road so-called from Northwood line to Lee line in the town of Nottingham.

House Joint Resolution No. 18, Joint resolution for the construction of the so-called Deer Hill road in the towns of Madison and Tamworth.

House Joint Resolution No. 20, Joint resolution for the improvement of the New London road leading from New London town line to West Springfield in the town of Springfield.

House Joint Resolution No. 22, Joint resolution for the improvement of the Province road in Gilmanton.

House Joint Resolution No. 24, Joint resolution for the improvement of the North Epping road in the town of Epping.

House Joint Resolution No. 26, Joint resolution for the improvement of the road in Hopkinton leading from the Hopkinton state road to the Dunbarton line.

House Joint Resolution No. 27, Joint resolution providing for the permanent improvement of the road from Washington to Goshen.

House Joint Resolution No. 28, Joint resolution for the improvement and completion of the Mammoth road in the town of Pelham.

On motion of Senator Heald, the following resolution was adopted.

Resolved, That when the Senate adjourns this morning it adjourn to meet tomorrow morning at 9 o'clock and when it adjourns Friday morning it be to meet Monday evening at 6:30 o'clock.

On motion of Senator Murphy the Senate adjourned.

FRIDAY, MAY 12, 1933.

The Senate met according to adjournment.

Senator Chesley having assumed the Chair, read the following communication:

Peterboro, N. H., May 12, 1933.

SENATOR CHESLEY:

Please preside for me at this morning's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator Chesley declared the Senate adjourned.

MONDAY, MAY 15, 1933.

The Senate met according to adjournment.

Senator Chesley having assumed the Chair, read the following communication:

Peterboro, N. H., May 15, 1933.

SENATOR CHESLEY:

Please preside for me at this evening's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator Chesley declared the Senate adjourned.

TUESDAY, MAY 16, 1933.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Foley was granted leave of absence for the week on account of illness.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 459, An act relating to licensing insurance adjusters.

House Bill No. 473, An act to provide for the construction and reconstruction of trunk lines.

House Bill No. 188, An act providing for the purchase of certain land in the town of Tamworth.

House Bill No. 233 (In new draft and new title), An act relating to scholarships for orphans of deceased World War veterans.

House Bill No. 240, An act relative to the employment of investigators for criminal work by the attorney-general.

House Bill No. 347, An act relating to surety companies.

House Bill No. 450, An act relating to the incorporation of insurance companies.

House Bill No. 457, An act providing for emergency relief of unemployment in the state of New Hampshire by highway work, forestry work and general improvement work.

House Bill No. 458, An act to enlarge the authority, powers and jurisdiction of the Public Service Commission.

House Bill No. 464, An act relating to the issuance of bonds by the county of Carroll.

House Joint Resolution No. 46, Joint resolution in favor of John Davis of Alton.

House Joint Resolution No. 56, Joint resolution for the improvement and completion of the Lost River road in the town of Landaff.

House Joint Resolution No. 101, Joint resolution for the improvement of a road in the towns of Milton, New Durham and Middleton.

House Joint Resolution No. 134, Joint resolution providing for a commission to study the laws relative to fire protection and prevention.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bill.

Senate Bill No. 45, An act relating to the manufacture, transportation and sale of malt beverages.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following concurrent resolution.

Concurrent Resolution: Protesting against the lowering of the standard of the lighthouse station in Portsmouth harbor.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill.

House Bill No. 211 (In new draft), An act relative to the licensing of insurance agents and brokers.

The message further stated that the House of Representatives had refused to concur with the Honorable Senate in its amendments to the following entitled bill.

House Bill No. 461, An act relating to the issuance of bonds by the county of Strafford, and asked for a Committee of Conference.

The Speaker appointed as members of such committee on the part of the House, Messrs. Henderson of Durham, Seavey of Rochester and McGreal of Somersworth.

On motion of Senator Doe the Senate voted to accede to the request of the House of Representatives for a committee of conference on the foregoing bill and the President appointed as members of such committee on the part of the Senate, Senators Doe and Calef.

READ AND REFERRED

The following entitled bills and joint resolutions sent up from the House of Representatives were read a first and second time and referred

To the Committee on the Judiciary,

House Bill No. 458, An act to enlarge the authority, powers and jurisdiction of the Public Service Commission.

House Bill No. 464, An act relating to the issuance of bonds by the county of Carroll.

To the Committee on Finance,

House Bill No. 233 (In new draft and new title), An act relating to scholarships for orphans of deceased World War veterans.

House Bill No. 240, An act relative to the employment of investigators for criminal work by the attorney-general.

To the Committee on Insurance,

House Bill No. 347, An act relating to surety companies.

House Bill No. 450, An act relating to the incorporation of insurance companies.

House Bill No. 459, An act relating to licensing insurance adjusters.

House Joint Resolution No. 134, Joint resolution providing for a commission to study the laws relative to fire protection and prevention.

To the Committee on Public Improvements and Finance,

House Bill No. 457, An act providing for emergency relief of unemployment in the state of New Hampshire by highway work, forestry work and general improvement work.

House Bill No. 473, An act to provide for the construction and reconstruction of trunk lines.

House Joint Resolution No. 101, Joint resolution for the improvement of a road in the towns of Milton, New Durham and Middleton.

House Joint Resolution No. 56, Joint resolution for the improvement and completion of the Lost River road in the town of Landaff.

To the Committee on Forestry,

House Bill No. 188, An act providing for the purchase of certain land in the town of Tamworth.

To the Committee on Claims and Finance,

House Joint Resolution No. 46, Joint resolution in favor of John Davis of Alton.

Senators Quimby for the Committee on Finance, and Gale for the Committee on Public Improvements, to whom were referred

House Joint Resolution No. 31, Joint resolution for the improvement of the Francetown road and the Peterborough road in the town of Greenfield.

House Joint Resolution No. 34, Joint resolution for improvement of a road in the town of Sutton.

House Joint Resolution No. 39, Joint resolution for the improvement of the Water Village road in the town of Ossipee.

House Joint Resolution No. 42, Joint resolution for the improvement of the North road in the town of Deerfield.

(Senator George in Chair)

House Joint Resolution No. 43, Joint resolution for the improvement of a road in Westmoreland and Chesterfield.

House Joint Resolution No. 44, Joint resolution for the completion of the main road in the town of Danville.

House Joint Resolution No. 45, Joint resolution for the improvement of a certain road between Dalton and Whitefield.

House Joint Resolution No. 49, Joint resolution for the permanent improvement of the road in Meredith leading from New Hampton line to Meredith village.

House Joint Resolution No. 50, Joint resolution for the improvement of the Province road in the town of Belmont.

House Joint Resolution No. 59, Joint resolution providing for the completion of the road from East Concord to Tilton in the town of Canterbury.

House Joint Resolution No. 61, Joint resolution for the improvement of the Province road in Barnstead.

House Joint Resolution No. 64, Joint resolution for the improvement of the Walnut Hill road so-called, in the towns of Chester and Derry.

(President in Chair)

House Joint Resolution No. 65, Joint resolution for the improvement of highway leading from Center Ossipee to Conway via Effingham Falls, Freedom and Eaton at East Madison.

House Joint Resolution No. 74, Joint resolution for the improvement of the Derry road in the town of Kingston.

Having considered the same, reported the same without amendments and recommended their passage.

The reports were accepted and the joint resolutions ordered to a third reading this afternoon at one o'clock.

Senator Doe, for the Committee on Engrossed Bills, to whom was referred

House Joint Resolution No. 10, Joint resolution for the improvement of the highway in the town of Dummer having considered the same, reported the same under joint rule No. 6 with the following amendment and recommended its passage.

Amend said resolution by striking out the first eleven lines and inserting in place thereof the following:

That the sum of eight thousand dollars (\$8,000) for the year 1933 be and hereby is appropriated for the improvement of the highway in the town of Dummer beginning at the bridge across the Ammonoosuc river on the easterly side of the Canadian National Railway, thence westerly to the town line of Stark, provided that the town of Dummer appropriates the sum of two thousand dollars (\$2,000) for said year for said purpose.

The report was accepted, amendment adopted and the joint resolution as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Doe, for the Committee on Engrossed Bills, to whom was referred House Joint Resolution No. 18, Joint resolution for the construction of the so-called Deer Hill road in the towns of Madison and Tamworth, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend said resolution by inserting after the word and figures dollars (\$500) the words, for the same purpose.

The report was accepted, amendment adopted and the joint resolution as amended sent to the House of Representatives for concurrence in Senate amendments.

Senator Doe, for the Committee on Engrossed Bills, to whom was referred

House Joint Resolution No. 26, Joint resolution for the improvement of the road in Hopkinton leading from Hopkinton State road to the Dunbarton line, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend said resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of three thousand dollars (\$3,000) for the year 1933 and a like sum for the year 1934 be and hereby are appropriated for the improvement of the road in the town of Hopkinton leading from the Hopkinton-Concord State road near the stone watering trough to the Dunbarton line, provided that the town of Hopkinton appropriates the sum of one thousand five hundred dollars (\$1,500) for each of the said two years for the same purpose and provided further that if said town makes the appropriations provided for herein and accepts the aid from the state under this resolution said town shall not be entitled to apply for or receive state aid under the provisions of Section 21 Chapter 84 of the Public Laws, as amended by Chapter 7 of the Laws of 1931, for the years 1933 and 1934. The sums appropriated by the State and by the town shall be expended under the direction of the highway commissioner and the sums appropriated by the State shall be a charge upon the highway funds.

The report was accepted, amendment adopted and the joint resolution as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Doe for the Committee on Engrossed Bills, to whom was referred House Joint Resolution No. 27, Joint resolution providing for the permanent improvement of the road from Washington to Goshen, having considered the same, reported the same under Joint Rule No. 6, with the following amendment and recommended its passage.

Amend said resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of one thousand five hundred dollars (\$1,500) for the year 1933 and a like sum for the year 1934 be and

hereby are appropriated for the permanent construction and improvement of the road from Washington to Goshen, provided that the town of Washington appropriates the sum of seven hundred and fifty dollars (\$750) for each of said two years for the same purpose, and provided further that if the town of Washington makes the appropriations provided for herein and accepts the aid from the state under this resolution said town shall not be entitled to apply for or receive aid under the provisions of Section 21, Chapter 84 of the Public Laws, as amended by Chapter 7 of the Laws of 1931, for the years 1933 and 1934. The sums appropriated by the state and by the town shall be expended under the direction of the highway commissioner and the sums appropriated by the state shall be a charge upon the highway funds.

The report was accepted, the amendment adopted, and the joint resolution as amended sent to the House of Representatives for concurrence in Senate amendments.

Senator Doe for the Committee on Engrossed Bills, to whom was referred House Joint Resolution No. 28, Joint resolution for the improvement and completion of the Mammoth road in the town of Pelham, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended its passage.

Amend said resolution by striking out the first twelve lines and inserting in place thereof the following:

That the sum of six thousand six hundred and sixty-seven dollars (\$6,667) for the year 1933 and a like sum for the year 1934 be and hereby are appropriated for the completion and improvement of the Mammoth road in Pelham beginning at Doherty's brook and running north to the Windham line, provided that the town of Pelham appropriates the sum of three thousand three hundred and thirty-three dollars (\$3,333) for each of said years and the same purpose and provided.

The report was accepted, the amendment adopted, and the joint resolution as amended sent to the House of Representatives for concurrence in Senate amendment.

Senator Doe for the Committee on Engrossed Bills, to

whom was referred House Bill No. 69, An act relative to reflector front lights for commercial motor vehicles, trucks and trailers, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended its passage.

Amend said bill by striking out Section 1 thereof and inserting in place thereof the following:

1. *Commercial Motor Vehicles, Trucks, Trailers.* Amend Chapter 103 of the Public Laws by adding after Section 6, the following new section: 6-a. *Reflectors.* Every commercial vehicle, truck, trailer or semi-trailer, when on the highways of this state at night, having a width including load in excess of seventy-two inches shall have displayed thereon, in addition to the tail light and reflector provided for in Section 6, a green light or reflector of such type as shall be approved by the commissioner. Such light or reflector shall be located at the extreme left of the front of the body or load carrying portion of said vehicle to indicate the extreme width of said vehicle and load and shall be visible for a distance of at least two hundred feet in front of said vehicle. A reflector so used shall be not less than twenty-four inches nor more than forty-eight inches above the ground.

The report was accepted, the amendment adopted, and the bill as amended sent to the House of Representatives for concurrence in Senate amendment.

INTRODUCTION OF JOINT RESOLUTION

Senator Sanborn, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following Senate joint resolution which was read a first and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

Senate Joint Resolution No. 7, Joint resolution for the improvement of the Ashland, Winona and Laconia road in the town of New Hampton.

On motion of the same Senator, the rules were further suspended, printing and reference to committee dispensed with, and the joint resolution read a third time and passed.

Senator Calef, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following joint resolution which was read a first and second time, laid upon the table to be printed and referred to the Committee on Public Improvements.

Senate Joint Resolution No. 8, Joint resolution for the permanent improvement of the Cleveland Hill road in the town of Tamworth.

On motion of Senator Doe the rules were suspended and all business in order for this afternoon at one o'clock was made in order at the present time.

THIRD READINGS

The following joint resolutions were read a third time and passed.

House Joint Resolution No. 31, Joint resolution for the improvement of the Francetown road and the Peterborough road in the town of Greenfield.

House Joint Resolution No. 34, Joint resolution for improvement of a road in the town of Sutton.

House Joint Resolution No. 39, Joint resolution for the improvement of the Water Village road in the town of Ossipee.

House Joint Resolution No. 42, Joint resolution for the improvement of the North road in the town of Deerfield.

House Joint Resolution No. 43, Joint resolution for the improvement of a road in Westmoreland and Chesterfield.

House Joint Resolution No. 44, Joint resolution for the completion of the Main road in the town of Danville.

House Joint Resolution No. 45, Joint resolution for the improvement of a certain road between Dalton and Whitefield.

House Joint Resolution No. 49, Joint resolution for the permanent improvement of the road in Meredith leading from New Hampton line to Meredith village.

House Joint Resolution No. 50, Joint resolution for the improvement of the Province road in the town of Belmont.

House Joint Resolution No. 59, Joint resolution providing

for the completion of the road from East Concord to Tilton in the town of Canterbury.

House Joint Resolution No. 61, Joint resolution for the improvement of the Province road in Barnstead.

House Joint Resolution No. 64, Joint resolution for the improvement of the Walnut Hill road, so-called, in the towns of Chester and Derry.

House Joint Resolution No. 65, Joint resolution for the improvement of highway leading from Center Ossipee to Conway via Effingham Falls, Freedom and Eaton at East Madison.

House Joint Resolution No. 74, Joint resolution for the improvement of the Derry road in the town of Kingston.

On motion of Senator Cole, the Senate was in recess until 12:58 o'clock.

The Senate reassembled.

On motion of Senator Steele, the Senate adjourned.

WEDNESDAY, MAY 17, 1933.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 476, An act regarding lien on real estate.

House Bill No. 475, An act relating to the issuance of bonds by the county of Coos.

House Joint Resolution No. 138, Joint resolution in favor of John Cody of Livermore.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bill.

Senate Bill No. 7, An act relating to the regulation of small loans.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendment to the following bill.

House Bill No. 315, An act to provide for one day rest in seven.

READ AND REFERRED

The following bill and joint resolution sent up from the House of Representatives were read a first and second time and referred

To the Committee on Claims and Finance,

House Joint Resolution No. 138, Joint resolution in favor of John Cody of Livermore.

To the Committee on the Judiciary,

House Bill No. 475, An act relating to the issuance of bonds by the county of Coos.

House Bill No. 476, An act regarding lien on real estate.

On motion of Senator Dale, the rules were suspended, reference to committee dispensed with and the foregoing entitled bill was read a third time and passed.

COMMITTEE REPORTS

Senators Quimby and Gale, for the Committee on Finance and Public Improvements, to whom were referred

House Joint Resolution No. 79, Joint resolution relating to the improvement of road leading from Rumney to Stinson lake in the town of Rumney.

House Joint Resolution No. 82, Joint resolution for the improvement of Diamond Ledge road in the town of Sandwich.

House Joint Resolution No. 87, Joint resolution for the improvement of a road in the town of East Kingston.

House Joint Resolution No. 96, Joint resolution for completing Mammoth road in the town of Hooksett.

House Joint Resolution No. 97, Joint resolution for the improvement of the Old State Line, so-called, leading from Loudon to Kelley's corner in Lower Gilmanton.

House Joint Resolution No. 104, Joint resolution for the construction of the Weare road so-called, in the towns of Dunbarton and Weare.

House Joint Resolution No. 127, Joint resolution for the improvement of a road in the town of Stewartstown.

House Joint Resolution No. 129, Joint resolution for the improvement of a highway in the city of Laconia.

House Joint Resolution No. 131, Joint resolution providing for the improvement of a certain road in the town of Lyndeborough.

House Joint Resolution No. 132, Joint resolution providing for completing the improvement of the Silver Lake road in the town of Amherst.

House Bill No. 187, An act to establish a state aid road from Epping to Barrington.

House Bill No. 367, An act to authorize the highway department to dredge the channel of Rocky Branch in the town of Bartlett.

House Joint Resolution No. 21, Joint resolution for the improvement of the Lovell Lake road in the town of Wakefield.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolutions and bills ordered to a third reading this afternoon at one o'clock.

Senator Gale, for the Committee on Labor, to whom was referred

House Bill No. 345, An act relating to hours of labor, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

MAJORITY AND MINORITY REPORTS

A majority of the Committee on Labor, to whom was referred Concurrent resolution ratifying a proposed amendment to the Constitution of the United States of America,

having considered the same, reported the same without amendment and recommended its passage.

PHILIP C. HEALD,
JOHN A FOLEY,
EMMET KELLEY,

For a majority of the Committee.

A minority of the Committee on Labor, to whom was referred Concurrent resolution ratifying a proposed amendment to the Constitution of the United States of America, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

R. J. McLEAN,
ARTHUR P. GALE,

For a minority of the Committee.

The report of the majority was accepted.

Senator Gale moved that the report of the minority be substituted for that of the majority.

The question being stated:

Shall the report of the minority be substituted for that of the majority?

(Discussion ensued)

Senator Doe in the Chair

The President in the Chair

Senator Jacobson demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Dickson, McLean, Gale (Senator Gale being paired with Senator Foley, Senator Gale voting yes, and Senator Foley voting no), Quimby, Alexander, Whitcomb, Chesley, Houghton, Cummings and Calef.

The following named Senators voted in the negative: Senators Kelley, Sanborn, Heald, Bouthillier, Steele, George, Jacobson, Murphy, Foley (Senator Foley being paired with Senator Gale, Senator Foley voting no and Senator Gale voting yes), Martel, Doe, Cole, Bixler and Dale.

Ten Senators having voted in the affirmative and fourteen Senators having voted in the negative, the negative prevailed

and the motion to substitute was lost, and the bill was ordered to a third reading this afternoon at one o'clock.

Senator Dale, for the Committee on the Judiciary, to whom was referred:

House Bill No. 112, An act relating to descent, distribution and advancements.

House Bill No. 261, An act in amendment of the charter of the city of Concord.

House Bill No. 466, An act relative to the legalization of certain votes taken at the March meeting, 1933, in the town of Winchester.

Having considered the same, reported the same without amendments and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at one o'clock.

Senator Dale for the Committee on the Judiciary, to whom was referred House Bill No. 446, An act relating to investigation of county officers, having considered the same, reported the same with the following amendment and recommended its passage.

Amend the bill by adding after the words "approved by" in the eighth line of Section 1 the words "two-thirds of" and after the word "the" in the same line the word "entire" so that said section as amended shall read:

1. *Amendment.* Amend Section 9 of Chapter 35 of the Public Laws by striking out said section and inserting in place thereof the following:

9. *Recommendations.* The recommendations of this committee when accepted and approved by two-thirds of the entire county convention shall be mandatory upon the county commissioners, who shall put such recommendations into effect within a reasonable time. Any commissioner who fails to do so shall be punished by a fine not to exceed one thousand dollars to be recovered for the use of the county.

The report was accepted.

Senator Alexander moved that the bill with the accompanying report be indefinitely postponed.

(Discussion ensued)

Senator Alexander demanded a roll call.

The question being stated:

Shall the bill, with the accompanying report, be indefinitely postponed?

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Kelley, Dickson, McLean, Sanborn, Quimby, Alexander, Whitcomb, Chesley, Houghton, Cummings, Bouthillier, Steele, Jacobson, Murphy, Martel, Calef and Cole.

The following named Senators voted in the negative: Senators Gale, Heald, George, Doe, Bixler and Dale.

Seventeen Senators having voted in the affirmative and six Senators having voted in the negative, the affirmative prevailed and the bill with accompanying report was indefinitely postponed.

On motion of Senator Gale, the rules were so far suspended as to permit the introduction of a committee report not previously advertised in the journal.

Senators Quimby and Gale for the Committees on Finance and Public Improvements, to whom was referred Senate Joint Resolution No. 6, Joint resolution providing for the improvement of the Old New Hampshire Turnpike in the town of Boscawen, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at one o'clock.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills.

Senate Bill No. 45, An act relating to the manufacture, transportation and sale of malt beverages.

House Bill No. 170, An act relative to taking brook trout from Ellsworth Three ponds, and Halls ponds in Sandwich.

House Bill No. 211, An act relative to the licensing of insurance agents and brokers.

House Bill No. 306, An act relative to the payment of poll taxes.

House Bill No. 419, An act relating to the Smyth Public Library Association of Candia.

House Bill No. 424, An act relating to payment of high school tuition by school districts.

House Bill No. 428, An act relating to building and loan associations.

House Bill No. 434, An act legalizing the proceedings of the annual town meeting held in the town of Middleton on March 14, 1933.

House Bill No. 438, An act authorizing the town of Raymond to issue serial notes or bonds.

House Bill No. 440, An act relative to sessions for the correction of checklists in the towns of Claremont and Newport.

House Bill No. 441, An act relating to the memberships of school boards.

House Joint Resolution No. 1, Joint resolution for the improvement of the main road in the town of Temple.

House Joint Resolution No. 3, Joint resolution for the maintenance of the Sugar Loaf road in the town of Alexandria.

House Joint Resolution No. 6, Joint resolution for the improvement of the Old Mast road in the town of Lee.

House Joint Resolution No. 7, Joint resolution providing for the permanent improvement of the road from Sunapee to Newbury.

House Joint Resolution No. 11, Joint resolution for the improvement of the Stag Hollow road in the town of Jefferson.

House Joint Resolution No. 14, Joint resolution for the improvement of the Gilmanton road leading from Alton to Gilmanton line, in the town of Alton.

House Joint Resolution No. 15, Joint resolution for the completion of the Barrington Depot road in the town of Barrington, from Barrington depot to Rochester.

House Joint Resolution No. 17, Joint resolution for the improvement of the main or Stage road, so-called, from Northwood line to Lee line in the town of Nottingham.

House Joint Resolution No. 20, Joint resolution for the im-

provement of New London road leading from New London town line to West Springfield in the town of Springfield.

House Joint Resolution No. 22, Joint resolution for the improvement of the Province road in Gilmanton.

House Joint Resolution No. 24, Joint resolution for the improvement of the North Epping road in the town of Epping.

Senate Bill No. 7, An act relating to the regulation of small loans.

HAVEN DOE,
For the Committee.

INTRODUCTION OF BILL

Senator Bouthillier, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Liquor Laws.

Senate Bill No. 47, An act in amendment of Chapter 99, Section 21, Session Laws of 1933, relating to permit fees for the sale of malt beverages.

On motion of Senator Doe the rules were suspended and all business in order for this afternoon at one o'clock was made in order at the present time.

THIRD READINGS

The following entitled bills and joint resolutions were read a third time and passed.

Senate Joint Resolution No. 6, Joint resolution providing for the improvement of the Old New Hampshire Turnpike in the town of Boscawen.

House Joint Resolution No. 21, Joint resolution for the improvement of the Lovell Lake road in the town of Wakefield.

House Joint Resolution No. 79, Joint resolution relating to the improvement of road leading from Rumney to Stinson lake in the town of Rumney.

House Joint Resolution No. 82, Joint resolution for the im-

provement of Diamond Ledge road in the town of Sandwich.

House Joint Resolution No. 87, Joint resolution for the improvement of a road in the town of East Kingston.

House Joint Resolution No. 96, Joint resolution for completing Mammoth road in the town of Hooksett.

House Joint Resolution No. 97, Joint resolution for the improvement of the Old State Line, so-called, leading from Loudon to Kelley's corner in Lower Gilmanton.

House Joint Resolution No. 104, Joint resolution for the construction of the Weare road, so-called, in the towns of Dunbarton and Weare.

House Joint Resolution No. 127, Joint resolution for the improvement of a road in the town of Stewartstown.

House Joint Resolution No. 129, Joint resolution for the improvement of a highway in the city of Laconia.

House Joint Resolution No. 131, Joint resolution providing for the improvement of a certain road in the town of Lyndeborough.

House Joint Resolution No. 132, Joint resolution providing for completing the improvement of the Silver Lake road in the town of Amherst.

House Bill No. 112, An act relating to descent, distribution and advancements.

House Bill No. 187, An act to establish a State aid road from Epping to Barrington.

House Bill No. 261, An act in amendment of the charter of the city of Concord.

House Bill No. 367, An act to authorize the highway department to dredge the channel of Rocky Branch in the town of Bartlett.

House Bill No. 466, An act relative to the legalization of certain votes taken at the March meeting, 1933, in the town of Winchester.

Concurrent resolution ratifying a proposed amendment to the Constitution of the United States of America.

The Chair declared the Senate in recess until 12:58 o'clock.

The Senate reassembled.

On motion of Senator McLean the Senate adjourned.

THURSDAY, MAY 18, 1933.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Dickson was granted leave of absence for the day on account of death in his family.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following bills and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 79, An act providing for an employees' dormitory at the State Hospital.

House Bill No. 149, An act to provide for the construction and equipment of an armory in the city of Franklin.

House Bill No. 278, An act relating to the authorization of certain State highway bonds.

House Bill No. 463, An act regarding compensation of county commissioners.

House Bill No. 435, An act relative to a reduction in salary for certain county officers of Belknap county.

House Bill No. 477, An act providing for a cow barn at the Laconia State School.

House Bill No. 469, An act relating to hours of labor.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill and joint resolutions:

House Bill No. 69, An act relative to reflector front lights for commercial motor vehicles, trucks and trailers.

House Joint Resolution No. 10, Joint resolution for the improvement of the highway in the town of Dummer.

House Joint Resolution No. 18, Joint resolution for the

construction of the so-called Deer Hill road in the towns of Madison and Tamworth.

House Joint Resolution No. 26, Joint resolution for the improvement of the road in Hopkinton leading from Hopkinton State road to the Dunbarton line.

House Joint Resolution No. 27, Joint resolution providing for the permanent improvement of the road from Washington to Goshen.

House Joint Resolution No. 28, Joint resolution for the improvement and completion of the Mammoth road in the town of Pelham.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following joint resolution:

Senate Joint Resolution No. 3, Joint resolution for the improvement of a section of a road in the town of Barrington.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following bill, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

House Bill No. 98, An act pertaining to the practice of embalming.

Amend said bill by striking out the first eleven lines of Section 1 and inserting in place thereof the following:

1. *Embalmers.* Amend Section 1 of Chapter 143 of the Public Laws by striking out the words "one term of practical instruction" in the fifth and sixth lines and inserting in place thereof the words, six months of instruction, and by adding at the end of said section the words: The provisions of this section shall not apply to those already licensed, so that said section as amended shall read as follows: 1. *Qualifications.* No person shall embalm dead human bodies or engage in caring for and preparing dead bodies for burial, transportation or cremation unless.

On motion of Senator George, the Senate voted to concur with the House of Representatives in the adoption of the foregoing amendment.

READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred

To the Committees on State Hospital and Laconia State School and Finance,

House Bill No. 79, An act providing for an employees' dormitory at the State Hospital.

House Bill No. 477, An act providing for a cow barn at the Laconia State School.

To the Committees on Military Affairs and Finance,

House Bill No. 149, An act to provide for the construction and equipment of an armory in the city of Franklin.

To the Committee on the Judiciary,

House Bill No. 278, An act relating to the authorization of certain State highway bonds.

To the Committee on Labor,

House Bill No. 469, An act relating to hours of labor.

To the Committee on Towns and Counties,

House Bill No. 435, An act relative to a reduction in salary for certain officers of Belknap county.

House Bill No. 463, An act regarding compensation of county commissioners.

COMMITTEE REPORTS

Senator Jacobson for the Committee on Revision of Laws, to whom was referred House Bill No. 452, An act relating to permits and fees for boxing bouts having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at one o'clock.

Senator Jacobson for the Committee on Revision of Laws, to whom was referred Senate Bill No. 38, An act relating to the manner of conducting elections in village districts, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Jacobson for the Committee on Revision of Laws, to whom was referred House Bill No. 50, An act to change the registration fee of motor vehicles, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Murphy for the Committee on Towns and Counties, to whom was referred House Bill No. 302, An act relating to reimbursement of towns for pauper aid, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at one o'clock.

Senator Sanborn for the Committee on Claims, to whom was referred Senate Joint Resolution No. 5, Joint resolution in favor of the estate of Frank T. Cole, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution referred to the Committee on Finance under the rules.

MAJORITY AND MINORITY REPORTS

A majority of the Committee on Claims, to whom was referred House Joint Resolution No. 72, Joint resolution in favor of the estate of Moses Duchano, having considered the same, reported the same with the following amendment and recommended its passage.

Amend the joint resolution by striking out the words "Wolfeboro National Bank" in the second line of said resolution and substituting therefor the words "Rochester Trust Company" so that said resolution as amended shall read:

That the sum of four thousand dollars (\$4,000) be allowed and paid to the Rochester Trust Company, as trustee, for the care and support of Mary H. Duchano and her minor children. This appropriation is in full payment for the death

of Moses Duchano by blasting October 7, 1932, while he was employed in highway operations in the town of Wakefield. Said sum shall be a charge upon the highway funds.

ROSS P. SANBORN,
JOHN JACOBSON, JR.,
AIME MARTEL,
DENIS MURPHY,

For a majority of the Committee.

A minority of the Committee on Claims, to whom was referred House Joint Resolution No. 72, Joint resolution in favor of the estate of Moses Duchano, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

CHARLES M. DALE,
For a minority of the Committee.

The report of the majority was accepted.

Senator Dale moved that the report of the minority be substituted for that of the majority.

(Discussion ensued)

Senator Dale demanded a roll call.

The question being stated:

Shall the report of the minority be substituted for that of the majority?

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Doe, Cole and Dale.

The following named Senators voted in the negative: Senators McLean, Gale, Sanborn, Quimby, Alexander, Whitcomb, Chesley, Houghton, Heald, Bouthillier, Steele, George, Jacobson, Murphy, Calef and Bixler.

Three Senators having voted in the affirmative and sixteen Senators having voted in the negative, the negative prevailed and the motion to substitute was lost.

The question being stated:

Shall the amendment offered by a majority of the committee be adopted?

On a *viva voce* vote the affirmative prevailed, the amend-

ment was adopted, and the joint resolution was referred to the Committee on Finance under the rules.

A majority of the Committee on Claims, to whom was referred House Joint Resolution No. 67, Joint resolution providing for care of Helen M. Tibbetts, having considered the same, reported the same with the following amendment and recommended its passage.

Amend the joint resolution by striking out the words "Dartmouth National Bank of Hanover" in the second and third lines of said joint resolution and substituting therefor the words "Plymouth Guaranty Savings Bank of Plymouth" so that said joint resolution as amended shall read:

That the sum of two thousand seven hundred dollars (\$2,700) be allowed and paid to the Plymouth Guaranty Savings Bank of Plymouth as trustee for the care and support of Helen M. Tibbetts, a minor, whose father, Charles E. Tibbetts, was killed October 12, 1932, while in the performance of his duties as an employee on the highway in the town of Campton. Said sum shall be a charge upon the highway funds.

ROSS P. SANBORN,
JOHN JACOBSON, JR.,
DENIS A. MURPHY,
AIME MARTEL,

For a majority of the Committee.

A minority of the Committee on Claims, to whom was referred House Joint Resolution No. 67, Joint resolution providing for care of Helen M. Tibbetts, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

CHARLES M. DALE,

For a minority of the Committee.

The report of the majority was accepted, amendment adopted and the joint resolution referred to the Committee on Finance under the rules.

Senator George, for the Committee on the Judiciary, to whom was referred House Joint Resolution No. 103, Joint resolution providing for an appropriation to the Commission

of the New Hampshire Arts and Crafts, having considered the same, reported the same with the following amendment and recommended its passage.

Amend the resolution by striking out the word "five" in the first line of said resolution and by substituting therefor the word "ten" and further amend said resolution by striking out the figures 5,000 in the second line and substituting in place thereof the figures "10,000" so that said joint resolution as amended shall read:

That the sum of ten thousand dollars (\$10,000) be and hereby is appropriated for the fiscal year ending June 30, 1934, and the same amount for the fiscal year ending June 30, 1935, for the use of the Commissioner of New Hampshire Arts and Crafts appointed by the Governor and Council on May 13, 1931, to be expended by the Commission under the direction of the Governor and Council. The Governor is hereby authorized to draw his warrant for the same out of any money in the treasury not otherwise appropriated.

The report was accepted, amendment adopted and the joint resolution referred to the Committee on Finance under the rules.

Senator George, for the Committee on the Judiciary, to whom was referred House Bill No. 397, An act relating to county audits, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at one o'clock.

Senator Heald, for the Committee on Insurance, to whom was referred House Joint Resolution No. 134, Joint resolution providing for a commission to study the laws relative to fire protection and prevention, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution ordered to a third reading this afternoon at one o'clock.

Senator Heald, for the Committee on Insurance, to whom was referred House Bill No. 459, An act relating to licensing

insurance adjusters, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Quimby, for the Committee on Finance, to whom was referred

House Joint Resolution No. 46, Joint resolution in favor of John Davis of Alton.

House Joint Resolution No. 98, Joint resolution in favor of Guy E. Howland of Littleton.

House Joint Resolution No. 115, Joint resolution to reimburse Tucker Dudley of Franconia for injuries received while in the employ of the State Highway Department.

House Joint Resolution No. 116, Joint resolution in favor of George H. Simpson of Bradford.

House Joint Resolution No. 123, Joint resolution in favor of the estate of Frederick Whittemore.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted, and the joint resolutions ordered to a third reading this afternoon at one o'clock.

On motion of Senator Gale, the rules were so far suspended as to permit the introduction of committee reports not previously advertised in the journal.

Senators Quimby and Gale, for the Committees on Finance and Public Improvements, to whom was referred Senate Joint Resolution No. 8, Joint resolution for the improvement of the Cleveland Hill road in the town of Tamworth, having considered the same, reported the same with the following amendment and recommended its passage.

Amend the joint resolution by striking out the word "permanent" in the third line, so that said joint resolution as amended shall read:

That the sum of three thousand dollars (\$3,000.) for the year 1933 and a like sum for the year 1934 be and hereby are appropriated for the improvement of Cleveland Hill road, so-called, in the town of Tamworth, from Tamworth village

to the Grover Cleveland place, so-called, provided the town of Tamworth appropriates for the same purpose the sum of one thousand dollars (\$1,000.) for each of the said two years; provided, further that if the town of Tamworth makes the appropriation provided for herein and accepts the aid from the state under this resolution, said town shall not be entitled to apply for or receive state aid under the provisions of Section 21, Chapter 84 of the Public Laws, as amended by Chapter 7 of the Laws of 1931, for the years 1933 and 1934. Said sums appropriated by the state and by the town shall be expended under the direction of the highway commissioner and the sums appropriated by the state shall be a charge upon the highway funds.

Amend the title of the bill by striking out the word "Permanent"; in said title, so that said title as amended shall read:

For the improvement of the Cleveland Hill road in the town of Tamworth.

The report was accepted, the amendment adopted, and the joint resolution as amended ordered to a third reading this afternoon at one o'clock.

Senators Quimby and Gale for the Committees on Finance and Public Improvements, to whom was referred House Joint Resolution No. 101, Joint resolution for the improvement of a road in the towns of Milton, New Durham and Middleton having considered the same, reported the same with the following amendment and recommended its passage.

Amend the joint resolution by striking out the following after the word "Winnepesaukee" in the eleventh line of said resolution "provided, further that if the towns of Milton, New Durham and Middleton make the appropriations provided for herein and accept the aid from the state under this resolution, said towns shall not be entitled to apply for or receive state aid under the provisions of Section 21, Chapter 84 of the Public Laws, as amended by Chapter 7 of the Laws of 1931, for the years 1933 and 1934" so that said resolution as amended shall read as follows:

That the sum of two thousand dollars (\$2,000) for the

year 1933 and a like sum for the year 1934 be and hereby is appropriated, provided the towns of Milton, New Durham and Middleton shall each appropriate the sum of three hundred dollars (\$300) for each of the two years, for the improvement of the road through Milton, New Durham and Middleton originally known as the King's highway, being the most direct route from Farmington and towns to the south to the east shores of Lake Winnepesaukee; Said sums appropriated by the state and by the towns shall be expended under the direction of the highway commissioner and the sums appropriated by the state shall be a charge upon the highway funds.

The report was accepted, the amendment adopted, and the joint resolution ordered to a third reading this afternoon at one o'clock.

Senators Quimby and Gale for the Committees on Finance and Public Improvements, to whom were referred House Joint Resolution No. 56, Joint resolution for the improvement and completion of the Lost River road in the town of Landaff.

House Bill No. 473, An act to provide for the construction and reconstruction of trunk lines.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bill and joint resolution ordered to a third reading this afternoon at one o'clock.

Senator Doe for the Committee on Engrossed Bills, to whom was referred House Joint Resolution No. 49, Joint resolution for the permanent improvement of the road in Meredith leading from New Hampton line to Meredith village, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended its passage.

Amend said resolution by inserting after the word "years" in the thirteenth line the words for said purpose.

The report was accepted, the amendment adopted, and the joint resolution sent to the House of Representatives for concurrence in Senate amendment.

Senator Doe for the Committee on Engrossed Bills, to whom was referred House Joint Resolution No. 82, Joint resolution for the improvement of Diamond Ledge road in the town of Sandwich, having considered the same, reported the same under Joint Rule No. 6 with the following amendment and recommended its passage.

Amend said resolution by striking out the words "in accordance with the provisions of Chapter 84 of the Public Laws" in the twenty-seventh, twenty-eighth and twenty-ninth lines.

The report was accepted, the amendment adopted, and the bill sent to the House of Representatives for concurrence in Senate amendment.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and resolutions:

House Bill No. 315, An act to provide one day rest in seven.

House Bill No. 408, An act relative to jurisdiction of municipal courts.

House Joint Resolution No. 31, Joint resolution for the improvement of the Francetown road and the Peterborough road in the town of Greenfield.

House Joint Resolution No. 34, Joint resolution for the improvement of a road in the town of Sutton.

House Joint Resolution No. 39, Joint resolution for the improvement of the Water Village road in the town of Ossipee.

House Joint Resolution No. 42, Joint resolution for the improvement of the North road in the town of Deerfield.

House Joint Resolution No. 43, Joint resolution for the improvement of a road in Westmoreland and Chesterfield.

House Joint Resolution No. 44, Joint resolution for the completion of the main road in the town of Danville.

House Joint Resolution No. 45, Joint resolution for the

improvement of a certain road between Dalton and Whitefield.

House Joint Resolution No. 50, Joint resolution for the improvement of the Province road in the town of Belmont.

House Joint Resolution No. 61, Joint resolution for the improvement of the Province road in Barnstead.

House Joint Resolution No. 64, Joint resolution for the improvement of the Walnut Hill road, so-called, in the towns of Chester and Derry.

House Joint Resolution No. 74, Joint resolution for the improvement of the Derry road in the town of Kingston.

HAVEN DOE,
For the Committee.

On motion of Senator Doe the rules were suspended and all business in order for this afternoon at one o'clock was made in order at the present time.

THIRD READINGS

The following bills and joint resolutions were read a third time and passed.

House Bill No. 302, An act relating to reimbursement of towns for pauper aid.

House Bill No. 452, An act relating to permits and fees for boxing bouts.

House Bill No. 473, An act to provide for the construction and reconstruction of trunk lines.

Senate Joint Resolution No. 8, Joint resolution for the improvement of the Cleveland Hill road in the town of Tamworth.

House Joint Resolution No. 46, Joint resolution in favor of John Davis of Alton.

House Joint Resolution No. 56, Joint resolution for the improvement and completion of the Lost river road in the town of Landaff.

House Joint Resolution No. 98, Joint resolution in favor of Guy E. Howland of Littleton.

House Joint Resolution No. 101, Joint resolution for the

improvement of a road in the towns of Milton, New Durham and Middleton.

House Joint Resolution No. 115, Joint resolution to reimburse Tucker Dudley of Franconia for injuries received while in the employ of the State Highway Department.

House Joint Resolution No. 116, Joint resolution in favor of George H. Simpson of Bradford.

House Joint Resolution No. 123, Joint resolution in favor of the estate of Frederick Whittemore.

House Joint Resolution No. 134, Joint resolution providing for a commission to study the laws relative to fire protection and prevention.

The following entitled bill was read a third time.

House Bill No. 397, An act relating to county audits.

The question being stated:

Shall the bill pass?

Senator McLean moved that the bill be indefinitely postponed.

(Discussion ensued)

On a *viva voce* vote the Chair was in doubt.

Senator Doe demanded a roll call.

Senator Jacobson moved that the bill be laid upon the table, and made a special order for Tuesday, May 23rd, at 10:01 o'clock.

DEATH ANNOUNCEMENT

The President made the following announcement.

It is my sad duty to announce to this body the death of the mother of our colleague, Senator Dickson of the second district.

On motion of Senator McLean, the following resolution was adopted.

Resolved, That a committee of three be appointed by the Chair to draft and report suitable resolutions upon the death of the mother of our distinguished colleague, Senator Dickson of the Second District and the President appointed as members of such committee, Senators McLean, Houghton and Calef.

On motion of Senator Murphy, the following resolution was adopted.

Resolved, That when the Senate adjourns this morning it adjourn to meet tomorrow morning at 9:00 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 6:30 o'clock.

On motion of Senator Dale the Senate adjourned.

FRIDAY, MAY 19, 1933.

The Senate met according to adjournment.

Senator George having assumed the Chair, read the following communication:

Peterboro, N. H., May 19, 1933.

SENATOR GEORGE:

Please preside for me at this morning's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator George declared the Senate adjourned.

MONDAY, MAY 22, 1933.

The Senate met according to adjournment.

Senator Chesley having assumed the Chair, read the following communication:

Peterboro, N. H., May 22, 1933.

SENATOR CHESLEY:

Please preside for me at this evening's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator Chesley declared the Senate adjourned.

TUESDAY, MAY 23, 1933.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 433, An act relating to the settlement of paupers.

House Bill No. 472, An act to authorize the county of Grafton to issue bonds.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following joint resolutions:

House Joint Resolution No. 49, Joint resolution for the improvement of the road in Meredith leading from New Hampton line to Meredith village.

House Joint Resolution No. 82, Joint resolution for the improvement of Diamond Ledge road in the town of Sandwich.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bill with amendment in the passage of which amendment it asked the concurrence of the Honorable Senate:

Senate Joint Resolution No. 3, Joint resolution for the improvement of a section of a road in the town of Barrington.

Amend said resolution by striking out the caption and inserting in its place the following:

For the improvement of a section of a road in the town of Barrington.

Further amend by inserting after the word "road" in line 3 the words, in the town of Barrington,:

Further amend by striking out the words "in the town of

Barrington" in line 4 so that said resolution as amended shall read as follows:

That the sum of three thousand five hundred dollars (\$3,500) for the year 1933 be and hereby is appropriated for the improvement of a section of the road in the town of Barrington, from Hale's corner to Rochester, beginning at the junction of said road with the Strafford Center road and running northerly to the Allen house, provided that the town of Barrington appropriates the sum of fifteen hundred dollars (\$1,500) for said purpose. Said sums appropriated by the state and by the town shall be expended under the direction of the highway commissioner and the sum appropriated by the state shall be a charge upon the highway funds.

On motion of Senator Calef the Senate concurred with the House of Representatives in the adoption of the foregoing amendment.

The message further stated that the House of Representatives had refused to concur with the Senate in the passage of the following bill:

Senate Bill No. 32, An act relative to the length and weight of motor vehicles.

READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on the Judiciary,

House Bill No. 433, An act relating to the settlement of paupers.

House Bill No. 472, An act to authorize the county of Grafton to issue bonds.

COMMITTEE REPORTS

Senator George, for the Committee on Engrossed Bills, to whom was referred House Joint Resolution No. 21, Joint resolution for the improvement of the Lovell lake road in the town of Wakefield, having considered the same, reported the same under joint rule No. 6 with the following amendment and recommended its passage.

Amend said resolution by inserting after the word "year" in the seventh line the words, for the same purpose.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator George, for the Committee on Engrossed Bills, to whom was referred House Joint Resolution No. 56, Joint resolution for the improvement and completion of the Lost River road in the town of Landaff, having considered the same, reported the same under joint rule No. 6 with the following amendment and recommended its passage.

Amend said resolution by inserting after the word "years" in the twelfth line the words, for the same purpose.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator George, for the Committee on Engrossed Bills, to whom was referred House Joint Resolution No. 65, Joint resolution for the improvement of highway leading from Center Ossipee to Conway via Effingham Falls, Freedom and Eaton at East Madison, having considered the same, reported the same under joint rule No. 6 with the following amendment and recommended its passage.

Amend said resolution by striking out the word "shall" in the twelfth line, by inserting after the word "years" in the thirteenth line the words, for the same purpose, and by striking out the word "to be" in the twenty-third line and inserting in place thereof the words, appropriated by the State and by the town shall be.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator George, for the Committee on Engrossed Bills, to whom was referred House Joint Resolution No. 79, Joint resolution relating to the improvement of road leading from Rumney to Stinson lake in the town of Rumney, having considered the same, reported the same under joint rule No. 6

with the following amendment and recommended its passage.

Amend said resolution by inserting after the word "years" in the eleventh line the words, for the same purpose.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator George, for the Committee on Engrossed Bills, to whom was referred House Joint Resolution No. 87, Joint resolution for improvement of a road in the town of East Kingston, having considered the same, reported the same under joint rule No. 6 with the following amendment and recommended its passage.

Amend said resolution by inserting after the word "years" in the twelfth line the words, for the same purpose.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator George, for the Committee on Engrossed Bills, to whom was referred House Joint Resolution No. 97, Joint resolution for the improvement of the Old State Line, so-called, leading from Loudon to Kelley's corner in Lower Gilmanton, having considered the same, reported the same under joint rule No. 6 with the following amendment and recommended its passage.

Amend said resolution by inserting after the word "years" in the ninth line the words, for the same purpose.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator George, for the Committee on Engrossed Bills, to whom was referred House Joint Resolution No. 139, Joint resolution relative to a commission to investigate the question of freeing certain toll bridges over the Connecticut river, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend said resolution by striking out all after the caption and inserting in place thereof the following:

WHEREAS, by a resolution approved March 27, 1933, the commission to investigate the question of freeing certain toll bridges over the Connecticut river was to report to the 1933 general court its findings; and

WHEREAS said commission has not yet made said report; therefore

Resolved by the Senate and House of Representatives in General Court convened;

That said commission make report of its findings and recommendations to the 1935 session of the general court.

The report was accepted, the amendment adopted, and the bill sent to the House of Representatives for concurrence in Senate amendment.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bill and joint resolutions.

House Bill No. 476, An act regarding lien on real estate.

House Joint Resolution No. 49, Joint resolution for the permanent improvement of the road in Meredith leading from New Hampton line to Meredith village.

House Joint Resolution No. 82, Joint resolution for the improvement of Diamond Ledge road in the town of Sandwich.

HAVEN DOE,
For the Committee.

SPECIAL ORDER

Senator Jacobson called for the special order which was on the passage of House Bill No. 397, An act relating to county audits.

The question being stated:

Shall the bill pass?

On a *viva voce* vote the negative prevailed, and the bill did not pass.

RESOLUTIONS

Senator McLean, for a special committee appointed to prepare resolutions on the death of the mother of Senator Dickson, presented the following:

WHEREAS, Our Heavenly Father has called to Himself the mother of our associate, Senator Dickson, be it

Resolved: That the members of the New Hampshire Senate extend to Senator Dickson their heartfelt sympathy in the great loss he and his family have sustained.

Resolved: That these resolutions be spread upon the records of the Senate and a copy be sent to Senator Dickson.

RICHARD J. McLEAN,
CLARENCE W. HOUGHTON,
AUSTIN L. CALEF,

Committee on Resolutions.

On a rising vote the resolutions were unanimously adopted.

INTRODUCTION OF BILL

Senator Alexander, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Education.

Senate Bill No. 48, An act transferring the work for the blind to the department of education.

On motion of Senator Doe, the rules were suspended and all business in order for this afternoon at one o'clock was made in order at the present time.

TAKEN FROM TABLE

On motion of Senator McLean, the following bill was taken from the table.

House Bill No. 427, An act relating to the length and weight of vehicles.

The question being stated:

Shall the bill be read a third time?

On a *viva voce* vote the affirmative prevailed, and the bill was read a third time and passed.

On motion of Senator Bouthillier the Senate adjourned.

WEDNESDAY, MAY 24, 1933.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bill in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 106, An act relating to wages, salaries and fees paid by the State of New Hampshire or sub-divisions thereof.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bill.

Senate Bill No. 17, An act relating to the purchase of intoxicating liquor for medicinal purposes by druggists.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill and joint resolutions.

House Bill No. 427, An act relating to the length and weight of vehicles.

House Joint Resolution No. 101, Joint resolution for the improvement of a road in the towns of Milton, New Durham and Middleton.

House Joint Resolution No. 123, Joint resolution in favor of the estate of Frederick Whittemore.

READ AND REFERRED

The following bill sent up from the House of Representatives was read a first and second time and referred to the Committee on Ways and Means.

House Bill No. 106, An act relating to wages, salaries and fees paid by the State of New Hampshire or sub-divisions thereof.

COMMITTEE REPORTS

Senator Dale for the Committee on the Judiciary, to whom was referred

House Bill No. 464, An act relating to the issuance of bonds by the county of Carroll.

House Bill No. 475, An act relating to the issuance of bonds by the county of Coos.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at one o'clock.

Senator Dale for the Committee on the Judiciary, to whom was referred

Senate Bill No. 44, An act relative to emergency appropriations.

House Bill No. 277, An act relating to the issue of bonds to refund certain short-term notes.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills referred to the Committee on Finance under the rules.

Senator Heald for the Committee on Insurance, to whom was referred House Bill No. 450, An act relating to the incorporation of insurance companies, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill ordered to a third reading this afternoon at one o'clock.

Senator Murphy for the Committee on Towns and Coun-

ties, to whom was referred House Bill No. 421, An act relating to fees of county officials, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

On motion of Senator Dale, the rules were so far suspended as to allow the introduction of a committee report not previously advertised in the journal.

Senator Dale for the Committee on the Judiciary, to whom was referred Senate Bill No. 37, An act relating to insane persons, having considered the same, reported the same with the following amendment and recommended its passage.

Amend Section 1 of the bill by striking out the whole of said section and substituting therefor the following:

1. *Additional Cause.* Amend Section 6, Chapter 287 of the Public Laws, by inserting after paragraph XIII the following new paragraph: XIV. Insanity of either party, if of a permanent nature and existing for three years together, provided however, that a husband granted a divorce for this cause shall be liable for the maintenance and support of said person from whom he was divorced.

The report was accepted, the amendment adopted, and the bill as amended ordered to a third reading this afternoon at one o'clock.

On motion of Senator Calef, the rules were so far suspended as to allow the introduction of committee reports not previously advertised in the journal.

Senator Calef for the Committee on Finance, to whom was referred House Bill No. 399, An act relating to state forests and reservations, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at one o'clock.

Senator Calef, for the Committee on Finance, to whom was referred Senate Joint Resolution No. 1, Joint resolution relating to the People's Trust Company of Lebanon, having

considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senators Doe and Calef, members of the Committee of Conference on the part of the Senate, to whom was referred House Bill No. 461, An act relating to the issuance of bonds by the county of Strafford, having met, recommended that the Senate recede from its position in the adoption of the Senate amendment, and concur with the House of Representatives in the passage of the bill in its original draft.

The report was accepted, and the recommendation adopted.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions.

House Bill No. 69, An act relative to reflector front lights for commercial motor vehicles, trucks and trailers.

House Bill No. 98, An act pertaining to the practice of embalming.

House Bill No. 112, An act relating to descent, distribution and advancements.

House Bill No. 187, An act to establish a state aid road from Epping to Barrington.

House Bill No. 261, An act in amendment of the charter of the city of Concord.

House Bill No. 302, An act relating to reimbursement of towns for pauper aid.

House Bill No. 367, An act to authorize the highway department to dredge the channel of Rocky Branch in the town of Bartlett.

House Bill No. 466, An act relative to the legalization of certain votes taken at the March meeting, 1933, in the town of Winchester.

House Bill No. 473, An act relating to construction and reconstruction of trunk lines.

House Joint Resolution No. 10, Joint resolution for the improvement of the highway in the town of Dummer.

House Joint Resolution No. 26, Joint resolution for the improvement of the road in Hopkinton leading from the Hopkinton state road to the Dunbarton line.

House Joint Resolution No. 27, Joint resolution providing for the permanent improvement of the road from Washington to Goshen.

House Joint Resolution No. 28, Joint resolution for the improvement and completion of the Mammoth road in the town of Pelham.

House Joint Resolution No. 59, Joint resolution providing for the completion of the road from East Concord to Tilton, in the town of Canterbury.

House Joint Resolution No. 98, Joint resolution in favor of Guy E. Howland of Littleton.

House Joint Resolution No. 115, Joint resolution to reimburse Tucker Dudley of Franconia for injuries received while in the employ of the state highway department.

House Joint Resolution No. 116, Joint resolution in favor of George H. Simpson of Bradford.

House Joint Resolution No. 127, Joint resolution for the improvement of a road in the town of Stewartstown.

House Joint Resolution No. 129, Joint resolution for the improvement of a highway in the city of Laconia.

House Joint Resolution No. 131, Joint resolution providing for the improvement of a certain road in the town of Lyndeborough.

House Joint Resolution No. 132, Joint resolution providing for completing the improvement of the Silver Lake road in the town of Amherst.

House Joint Resolution No. 134, Joint resolution providing for a commission to study the laws relative to fire protection and prevention.

HAVEN DOE,
For the Committee.

INTRODUCTION OF BILL AND JOINT RESOLUTION

Senator Kelley, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 49, An act relating to unemployment in the city of Berlin.

On motion of Senator Dale, the rules were suspended, printing and reference to committee dispensed with and the foregoing entitled bill was read a third time and passed.

Senator Houghton, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following joint resolution which was read a first and second time, laid upon the table to be printed and referred to the Committees on Public Improvements and Finance.

Senate Joint Resolution No. 9, Joint resolution for the improvement of a certain road in the town of Harrisville.

On motion of Senator Doe, the rules were suspended and all business in order for this afternoon at one o'clock was made in order at the present time.

THIRD READINGS

The following bills were read a third time and passed.

Senate Bill No. 37, An act relating to insane persons.

House Bill No. 399, An act relating to state forests and reservations.

House Bill No. 450, An act relating to the incorporation of insurance companies.

House Bill No. 464, An act relating to the issuance of bonds by the county of Carroll.

House Bill No. 475, An act relating to the issuance of bonds by the county of Coos.

(Recess)

The Senate reassembled.

On motion of Senator Chesley, the Senate adjourned.

THURSDAY, MAY 25, 1933.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 423, An act relating to expiration of motor vehicle registrations, municipal permits and licenses of motor vehicle operators.

House Bill No. 480, An act relating to motor vehicles used by circuses.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following joint resolutions.

House Joint Resolution No. 21, Joint resolution for the improvement of the Lovell Lake road in the town of Wakefield.

House Joint Resolution No. 56, Joint resolution for the improvement and completion of the Lost River road in the town of Landaff.

House Joint Resolution No. 65, Joint resolution for the improvement of highway leading from Center Ossipee to Conway via Effingham Falls, Freedom and Eaton at East Madison.

House Joint Resolution No. 79, Joint resolution relating to the improvement of road leading from Rumney to Stinson lake in the town of Rumney.

House Joint Resolution No. 87, Joint resolution for the improvement of a road in the town of East Kingston.

House Joint Resolution No. 97, Joint resolution for the improvement of the Old State Line, so-called, leading from Loudon to Kelley's corner in Lower Gilmanton.

House Joint Resolution No. 139, Joint resolution relative to a commission to investigate the question of freeing certain toll bridges over the Connecticut river.

READ AND REFERRED

The following bills sent up from the House of Representatives were read a first and second time and referred

To the Committee on Revision of Laws,

House Bill No. 283, An act relating to homestead right.

To the Committee on the Judiciary,

House Bill No. 423, An act relating to expiration of motor vehicle registrations, municipal permits and licenses of motor vehicle operators.

House Bill No. 480, An act relating to motor vehicles used by circuses.

COMMITTEE REPORTS

Senator Dale, for the Committee on the Judiciary, to whom was referred House Bill No. 278, An act relating to the authorization of certain state highway bonds, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill referred to the Committee on Finance under the rules.

Senator Dale, for the Committee on the Judiciary, to whom was referred

House Bill No. 433, An act relating to the settlement of paupers.

House Bill No. 472, An act to authorize the county of Grafton to issue bonds.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at one o'clock.

Senator Dale, for the Committee on the Judiciary, to whom was referred Senate Bill No. 43, An act relative to contracts for the sale of real estate, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Dale, for the Committee on the Judiciary, to whom was referred House Bill No. 431, An act relative to the salary of the justice of the municipal court of Concord having considered the same, reported the same with the following amendment and recommended its passage.

Amend Section 1 of the bill by striking out in line 21 after the word "Somersworth" the word, "six," and inserting in place thereof the word, "five," so that said section as amended shall read as follows:

1. *Salary Justice Concord Municipal Court.* Amend paragraph I, Section 32, Chapter 323 of the Public Laws, as inserted by Chapter 47 of the Laws of 1933 by adding after the words "Concord, one thousand eight hundred dollars," the words, provided that until February 1, 1935, the said salary shall be one thousand six hundred and twenty dollars only, so that said paragraph as amended shall read as follows: I. In Manchester, two thousand four hundred dollars; in Nashua, two thousand dollars; in Concord, one thousand eight hundred dollars, provided that until February 1, 1935, the said salary shall be one thousand six hundred and twenty dollars only; in Portsmouth, one thousand eight hundred dollars; in Dover, one thousand five hundred dollars; in Laconia, one thousand two hundred dollars; in Keene, one thousand two hundred dollars; in Claremont, one thousand two hundred dollars; in Berlin, one thousand two hundred dollars; in Lebanon, eight hundred dollars; in Newport, seven hundred dollars; in Exeter, six hundred dollars; in Somersworth, five hundred dollars; in Franklin, four hundred dollars; in Rochester, nine hundred dollars; in Littleton, six hundred dollars.

The report was accepted, amendment adopted and the bill ordered to a third reading this afternoon at one o'clock.

Senator Quimby, for the Committee on Finance to whom was referred Senate Bill No. 42, An act relative to the care of the Hannah Dustin monument, having considered the same,

reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at one o'clock.

Senator Steele, for the Committee on Forestry, to whom was referred House Bill No. 188, An act providing for the purchase of certain land in the town of Tamworth, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill referred to the Committee on Finance under the rules.

Senator Bixler, for the Committee on Education, to whom was referred Senate Bill No. 48, An act transferring the work for the blind to the Department of Education, having considered the same reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted, and the resolution of the committee adopted.

Senator Gale, for the Committee on Labor, to whom was referred House Bill No. 270, An act relating to compensation under the Workman's Compensation Law, having considered the same, reported the same with the following amendment and recommended its passage.

Amend said bill by striking out Section 1 and inserting in place thereof the following:

1. *Compensation.* Amend Section 21 of Chapter 178 of the Public Laws by adding at the end of said section the words; provided that compensation as provided for in this section shall not, in any case, be less than seven dollars per week, so that said section as amended shall read as follows:

21. *For Incapacity.* Where total or partial incapacity for work at any gainful employment for not less than one week results to the workman from the injury, a weekly payment shall be made, computed from the time of the injury and continuing during such incapacity, subject as herein provided, not exceeding fifty per cent of his average weekly earnings as computed under Section 19, I, provided that com-

pensation as provided for in this section shall not, in any case, be less than seven dollars per week.

The report was accepted, amendment adopted and the bill ordered to a third reading this afternoon at one o'clock.

Senator Gale, for the Committee on Labor, to whom was referred House Bill No. 469, An act relating to hours of labor, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Senator Foley demanded a roll call.

The question being stated:

Shall the resolution of the committee be adopted?

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Kelley, Dickson, McLean, Gale, Sanborn, Quimby, Alexander, Whitcomb, Chesley, Houghton, Cummings, Heald, Bouthillier, Calef, Cole, Bixler and Dale.

The following named Senators voted in the negative: Senators Steele, George, Jacobson, Murphy, Foley, Martel and Doe.

Seventeen Senators having voted in the affirmative and seven Senators having voted in the negative, the affirmative prevailed and the resolution of the committee was adopted.

MAJORITY AND MINORITY REPORTS

A majority of the Committee on Claims and Incorporations, to whom was referred House Joint Resolution No. 126, Joint resolution in favor of the town of Littleton, having considered the same, reported the same without amendment and recommended its passage.

ROSS P. SANBORN,
JOHN JACOBSON,
DENIS A. MURPHY,
AIME MARTEL,

For a majority of the Committee.

A minority of the Committee on Claims and Incorporations to whom was referred House Joint Resolution No. 126,

Joint resolution in favor of the town of Littleton, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

CHARLES M. DALE,

For a minority of the Committee.

The report of the majority was accepted, and the joint resolution was referred to the Committee on Finance under the rules.

On motion of Senator George, the rules were so far suspended as to permit the introduction of a committee report not previously advertised in the journal.

Senators Quimby and Gale, for the Committee on Finance and Public Improvements, to whom was referred Senate Joint Resolution No. 9, Joint resolution for the improvement of a certain road in the town of Harrisville, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution ordered to a third reading this afternoon at one o'clock.

On motion of Senator George, the rules were further suspended and the joint resolution was read a third time and passed.

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled joint resolutions:

House Joint Resolution No. 18, Joint resolution for the construction of the so-called Deer Hill road in the towns of Madison and Tamworth.

House Joint Resolution No. 46, Joint resolution in favor of John Davis of Alton.

House Joint Resolution No. 104, Joint resolution for the construction of the Weare road, so-called, in the towns of Dunbarton and Weare.

HAVEN DOE,

For the Committee.

INTRODUCTION OF BILL AND JOINT RESOLUTIONS

Senator Foley, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Education.

Senate Bill No. 50, An act relating to the definition of beverages.

Senator Sanborn, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following joint resolution which was read a first and second time, laid upon the table to be printed.

On motion of the same Senator, printing was dispensed with and the joint resolution referred to the Committee on Finance.

Senate Joint Resolution No. 10, Joint resolution in favor of Elizabeth W. Pike.

Senator Heald, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following joint resolution which was read a first and second time, laid upon the table to be printed and referred to the Committees on Finance and Public Improvements.

Senate Joint Resolution No. 11, Joint resolution providing for the improvement of a certain road in the town of Wilton.

On motion of Senator Cole the rules were suspended and all business in order for this afternoon at one o'clock was made in order at the present time.

THIRD READINGS

The following bills were read a third time and passed.

Senate Bill No. 42, An act relating to the care of the Hannah Dustin monument.

House Bill No. 433, An act relating to the settlement of paupers.

House Bill No. 472, An act to authorize the county of Grafton to issue bonds.

House Bill No. 431, An act relative to the salary of the justices of the municipal court of Concord.

House Bill No. 270, An act relating to compensation under the workman's compensation law.

On motion of Senator Heald, the following resolution was adopted.

Resolved, That when the Senate adjourns this morning it adjourn to meet tomorrow morning at 9:00 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 6:30 o'clock.

On motion of Senator Doe, the following resolution was adopted.

Resolved, That when the Senate adjourns Monday evening it be to meet Wednesday morning at 10 o'clock.

Senator Jacobson moved that the Committee on State Prison and Industrial School be ordered to submit a report on Senate Bill No. 46, An act relating to water traps for taking game.

On a *viva voce* vote the negative prevailed.

Senator Jacobson demanded a roll call.

The Clerk proceeded to call the roll.

The question being stated:

Shall the Committee be ordered to submit a report?

The following named Senators voted in the affirmative: Senators Bouthillier, Steele, George, Jacobson, Murphy, Foley, Martel and Cole.

The following named Senators voted in the negative: Senators Kelley, Dickson, McLean, Gale, Sanborn, Quimby, Alexander, Whitcomb, Chesley, Houghton, Cummings, Heald, Calef, Bixler and Dale.

Senator Jacobson requested that his vote be changed from yes to no.

Seven Senators having voted in the affirmative, and sixteen Senators having voted in the negative, the negative prevailed and the motion was lost.

Senator Jacobson served notice that he would request a reconsideration on Wednesday, May 31st.

Senator Dale moved that the Senate reconsider at the present time.

On a *viva voce* vote the Chair was in doubt and asked for a division.

Fourteen Senators having voted in the affirmative and nine Senators having voted in the negative, the motion to reconsider at the present time was adopted.

On motion of Senator George, the Senate adjourned.

FRIDAY, MAY 26, 1933.

The Senate met according to adjournment.

Senator George having assumed the Chair, read the following communication:

Peterboro, N. H., May 26, 1933.

SENATOR GEORGE:

Please preside for me at this morning's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator George declared the Senate adjourned.

MONDAY, MAY 29, 1933.

The Senate met according to adjournment.

Senator Chesley having assumed the Chair, read the following communication:

Peterboro, N. H., May 29, 1933.

SENATOR CHESLEY:

Please preside for me at this evening's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator Chesley declared the Senate adjourned.

WEDNESDAY, MAY 31, 1933.

The Senate met according to adjournment,

LEAVE OF ABSENCE

Senator Heald was granted leave of absence for the day on account of important business.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives had passed the following entitled bill, in the passage of which it asks the concurrence of the Honorable Senate.

House Bill No. 471, An act relating to bureau of markets.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bills and joint resolution:

Senate Bill No. 36, An act relating to the transportation of fuels in motor trucks.

Senate Bill No. 49, An act relating to unemployment in the city of Berlin.

Senate Joint Resolution No. 6, Joint resolution providing for the improvement of the Old New Hampshire turnpike in the town of Boscawen.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following bill.

House Bill No. 431, An act relative to the salary of the justice of the municipal court of Concord.

The message further stated that the House of Representatives had adopted the following amendment to the following Senate joint resolution in the adoption of which amendment it asked the concurrence of the Honorable Senate.

Senate Joint Resolution No. 2, Joint resolution in favor of the estate of George Quinn.

Amend said joint resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of twenty-four hundred twenty-two dollars and fifty cents (\$2,422.50) be allowed and paid to Martha Quinn, in weekly payments of sixteen dollars and fifteen cents (\$16.15) each for a period of one hundred and fifty (150) weeks, for her care and support, in full payment for the death of her husband, George Quinn, while employed by the State as an attendant at the State hospital. The Governor is hereby authorized to draw his warrant for the same out of any money in the treasury not otherwise appropriated.

Senator Sanborn moved that the Senate concur.

(Discussion ensued)

On a *viva voce* vote the negative prevailed.

Senator Jacobson demanded a roll call.

The question being stated:

Shall the Senate concur with the House of Representatives in the adoption of the foregoing amendment?

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Sanborn, Steele, George, Jacobson, Murphy, Foley and Martel.

The following named Senators voted in the negative: Senators Dickson, McLean, Gale, Quimby, Alexander, Whitcomb, Chesley, Houghton, Cummings, Bouthillier, Doe, Calef, Cole, Bixler and Dale.

Seven Senators having voted in the affirmative and fifteen Senators having voted in the negative, the negative prevailed and the motion to concur was lost.

On motion of Senator Dale the Senate voted to request a Committee of Conference on the foregoing resolution and the President appointed as members of such committee Senators Dale and Alexander.

READ AND REFERRED

The following bill sent up from the House of Representatives was read a first and second time and referred to the Committee on Finance.

House Bill No. 471, An act relating to bureau of markets.

COMMITTEE REPORTS

Senators Bouthillier and Quimby, for the Committees on Military Affairs and Finance, to whom was referred House Bill No. 149, An act to provide for the construction and equipment of an armory in the city of Franklin, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at one o'clock.

Senator Houghton, for the Committee on Claims and Incorporations, to whom was referred House Joint Resolution No. 88, Joint resolution in favor of Bernard Merrick of East Kingston, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution referred to the Committee on Finance under the rules.

On motion of Senator Houghton, the rules were so far suspended as to permit the introduction of a committee report not previously advertised in the journal.

Senator Houghton, for the Committee on State Prison and Industrial School, to whom was referred Senate Bill No. 46, An act relating to water traps for taking game, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator George for the Committee on Engrossed Bills, to whom was referred House Joint Resolution No. 96, Joint resolution for completing Mammoth road in the town of Hooksett, having considered the same, reported the same under joint rule No. 6 with the following amendment and recommended its passage.

Amend said resolution by striking out all after the resolving clause and inserting in place thereof the following:

That the sum of four thousand four hundred dollars

(\$4,400) be and hereby is appropriated for the year 1933 for the completion of Mammoth road in the town of Hooksett being about one and one-half miles from Manchester line to the intersection with the Daniel Webster highway, provided that the city of Manchester appropriates the sum of seven thousand four hundred ninety-five dollars and thirty-five cents (\$7,495.35) for the same purpose, said sum being the unexpended balance of the unemployment relief fund allotted to said city in the year 1932 by the State. Said sums appropriated by the State and by the city shall be expended under the direction of the highway commissioner and the sum appropriated by the State shall be a charge upon the highway funds.

The report was accepted, the amendment adopted and the joint resolution sent to the House of Representatives for concurrence in Senate amendment.

Senator George for the Committee on Engrossed Bills, to whom was referred House Bill No. 452, An act relating to permits and fees for boxing bouts, having considered the same, reported the same under joint rule No. 6 with the following amendment and recommended its passage.

Amend said bill by striking out Section 1 and inserting in place thereof the following:

1. *Boxing Bouts.* Amend Section 14 of Chapter 132 of the Laws of 1929 by striking out said section and inserting in place thereof the following: 14. *Permits.* No person may participate in any boxing bouts within the State without having first secured from the commission either an annual permit, expiring a year from the date of its issue, to act as a contestant, manager, referee, second or time keeper or a temporary permit, for one appearance only, to act as a contestant, manager or second. Such permits may be revoked by the commission at any time for cause.

Further amend said bill by striking out the words "Annual fee for" in the fourth line of Section 2 and inserting in place thereof the words, Annual license and permit fees for. Further amend said bill by striking out the words "License fee for one appearance for" in the eleventh line of said Sec-

tion 2 and inserting in place thereof the words, Temporary permit fee for.

The report was accepted, the amendment adopted, and the bill sent to the House of Representatives for concurrence in Senate amendment.

(Recess)

The Senate reassembled.

On motion of Senator George the rules were so far suspended as to permit the introduction of a committee report not previously advertised in the journal.

Senators Gale and Quimby, for the Committees on Public Improvements and Finance, to whom was referred Senate Joint Resolution No. 11, Joint resolution providing for the improvement of a certain road in the town of Wilton, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution ordered to a third reading this afternoon at one o'clock.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has received the following opinion from the Supreme Court relative to House Bill No. 425, An act relating to the office of the adjutant general.

The undersigned Justices of the Supreme Court make the following reply to the request contained in your resolution of May 17, 1933.

Your inquiry involves the state of facts given consideration in the *Opinion of the Justices*, 45 N. H. 607, to which you are respectfully referred. It is our opinion "that said bill has become and is a law." Ib. 614.

ROBERT J. PEASLEE,
JOHN E. ALLEN,
THOMAS L. MARBLE,
OLIVER W. BRANCH,
PETER WOODBURY.

On motion of Senator Doe the rules were suspended and all business in order for this afternoon at one o'clock was made in order at the present time.

THIRD READINGS

The following bill and joint resolution were read a third time and passed.

House Bill No. 149, An act to provide for the construction and equipment of an armory in the city of Franklin.

Senate Joint Resolution No. 11, Joint resolution providing for the improvement of a certain road in the town of Wilton.

On motion of Senator Martel, the Senate adjourned until ten o'clock tomorrow morning.

THURSDAY, JUNE 1, 1933.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolutions in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 232, An act relating to the license fees for registration of motor vehicles.

House Joint Resolution No. 141, Joint resolution relative to state aid for the town of Kingston.

House Joint Resolution No. 142, Joint resolution in favor of Mrs. George Warwick, Jr.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bill:

Senate Bill No. 21, An act to cause toilet and disinfectant preparations to be subject to the false labelling provision of the food and drug act.

The message further stated that the House of Represen-

tatives had voted to concur with the Honorable Senate in its amendments to the following bill:

House Bill No. 270, An act relating to compensation under the workman's compensation law.

The message further stated that the House of Representatives had refused to concur with the Senate in the passage of the following bill:

Senate Bill No. 23, An act relating to plumbing and the licensing of plumbers.

The message further stated that the House of Representatives had acceded to the request of the Honorable Senate for a Committee of Conference on Senate Joint Resolution No. 2, Joint resolution in favor of the estate of George Quinn, and the Speaker has appointed on part of the House Messrs. Henderson of Durham, Peaslee of Weare and Pingree of Berlin.

READ AND REFERRED

The following bill sent up from the House of Representatives was read a first and second time and referred to the Committee on Transportation.

House Bill No. 232, An act relating to the license fees for registration of motor vehicles.

The following joint resolutions were read a first and second time.

House Joint Resolution No. 141, Joint resolution relative to State aid for the town of Kingston.

House Joint Resolution No. 142, Joint resolution in favor of Mrs. George Warwick, Jr.

On motion of Senator Quimby the rules were suspended, reference to committee dispensed with and the foregoing joint resolutions were read a third time and passed.

COMMITTEE REPORTS

Senator Dale, for the Committee on the Judiciary, to whom was referred Senate Bill No. 9, An act relating to licenses to administrators and executors to sell real estate,

having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at one o'clock.

Senator Dale, for the Committee on the Judiciary, to whom was referred House Bill No. 480, An act relating to motor vehicles used by circuses, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Dale, for the Committee on the Judiciary, to whom was referred House Bill No. 423, An act relating to expiration dates of motor vehicle registration, municipal permits and licenses for motor vehicle operation, having considered the same, reported the same with the following amendment and recommended its passage.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An act relating to an extended use of 1933 and 1934 number plates on motor vehicles.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Motor Vehicle Number Plates.* For the period from January 1 to March 1, inclusive, 1934, the owner of a motor vehicle which has been properly registered in accordance with the provisions of Chapter 100 of the Public Laws for the year 1933 may display on said motor vehicle, in the manner provided for herein, said 1933 number plates in place of the number plates then in use and for the period from January 1 to March 1, inclusive, 1935, the owner of a motor vehicle which has been properly registered in accordance with the provisions of Chapter 100 of the Public Laws for the year 1934 may display on said motor vehicle, in the manner provided for herein, said 1934 number plates in place of the number plates then in use. Such motor vehicles displaying such number plates shall be deemed to be properly registered for the periods ending March 1, 1934, and March 1, 1935.

2. *Laws Suspended.* Such parts of Section 2 of Chapter 103 of the Public Laws, as amended by Chapter 76 of the Laws of 1927, and any other provisions of law as are inconsistent with the provisions of the preceding section are hereby suspended during the periods covered by this act.

3. *Takes Effect.* This act shall take effect January 1, 1934.

The report was accepted, amendment adopted and the bill ordered to a third reading this afternoon at one o'clock.

On motion of Senator Dale, the rules were so far suspended as to permit the introduction of a committee report not previously advertised in the journal.

Senator Dale, for the Committee on the Judiciary, to whom was referred Senate Bill No. 41 (In new draft), An act to amend the charter of the city of Portsmouth, having considered the same reported the same in new draft and recommended that the bill in its new draft ought to pass.

On motion of the same Senator the rules were further suspended and the bill was read a third time and passed.

Senator Dale in the Chair

Senator Calef, for the Committee on Finance, to whom was referred House Bill No. 240, An act relative to the employment of investigators for criminal work by the attorney general.

House Bill No. 233, An act relating to the scholarships for orphans of deceased World War veterans.

House Bill No. 277, An act relating to the issue of bonds to refund certain short term notes.

House Bill No. 278, An act relating to the authorization of certain State highway bonds.

House Joint Resolution No. 67, Joint resolution providing for care of Helen M. Tibbetts.

House Joint Resolution No. 72, Joint resolution in favor of the estate of Moses Duchano.

House Joint Resolution No. 126, Joint resolution in favor of the town of Littleton.

Senate Bill No. 44, An act relative to emergency appropriations.

Senate Joint Resolution No. 5, Joint resolution in favor of the estate of Frank T. Cole.

Having considered the same, reported the same without amendments and recommended their passage.

The reports were accepted and the bills and joint resolutions ordered to a third reading this afternoon at one o'clock.

Senator Calef, for the Committee on Finance, to whom was referred House Bill No. 188, An act providing for the purchase of certain land in the town of Tamworth, having considered the same, reported the same with the following amendment and recommended its passage.

Amend Section 3 of the bill by striking out the whole of said section and substituting therefor the following:

3. *Appropriation.* For the purposes of this act the appropriation shall be the assessed valuation on said property in the town of Tamworth for the year 1932, and the Governor is hereby authorized to draw his warrant for said sum out of any money in the treasury not otherwise appropriated.

The report was accepted, amendment adopted and the bill ordered to a third reading this afternoon at one o'clock.

On motion of Senator Calef, the rules were so far suspended as to allow the introduction of three committee reports not previously advertised in the journal.

Senator Calef, for the Committee on Finance, to whom was referred House Bill No. 471, An act relating to bureau of markets, having considered the same, reported the same with the following resolution.

Resolved, That it is inexpedient to legislate.

The report was accepted, and the resolution of the committee adopted.

Senator Calef, for the Committee on Finance to whom was referred House Joint Resolution No. 88, Joint resolution in favor of Bernard Merrick of East Kingston.

House Joint Resolution No. 138, Joint resolution in favor of John Cody of Livermore.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the joint resolutions ordered to a third reading this afternoon at one o'clock.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions.

Senate Bill No. 36, An act relating to the transportation of fuels in motor trucks.

Senate Bill No. 49, An act relating to unemployment in the city of Berlin.

House Bill No. 399, An act relating to state forests and reservations.

House Bill No. 433, An act relating to the settlement of paupers.

House Bill No. 450, An act relating to the incorporation of insurance companies.

House Bill No. 464, An act relating to the issuance of bonds by the county of Carroll.

House Bill No. 472, An act to authorize the county of Grafton to issue bonds.

House Bill No. 475, An act relating to the issuance of bonds by the county of Coos.

Senate Joint Resolution No. 3, Joint resolution for the improvement of a section of a road in the town of Barrington.

Senate Joint Resolution No. 6. Joint resolution providing for the improvement of the Old New Hampshire turnpike in the town of Boscawen.

House Joint Resolution No. 21, Joint resolution for the improvement of the Lovell lake road in the town of Wakefield.

House Joint Resolution No. 56, Joint resolution for the improvement and completion of the Lost River road in the town of Landaff.

House Joint Resolution No. 65, Joint resolution for the improvement of highway leading from Center Ossipee to Conway via Effingham Falls, Freedom and Eaton at East Madison.

House Joint Resolution No. 79, Joint resolution relating to

the improvement of road leading from Rumney to Stinson lake in the town of Rumney.

House Joint Resolution No. 87, Joint resolution for improvement of a road in the town of East Kingston.

House Joint Resolution No. 97, Joint resolution for the improvement of the Old State Line, so-called, leading from Loudon to Kelley's Corner in Lower Gilmanton.

House Joint Resolution No. 101, Joint resolution for the improvement of a road in the towns of Milton, New Durham and Middleton.

House Joint Resolution No. 123, Joint resolution in favor of the estate of Frederick Whittemore.

House Joint Resolution No. 139, Joint resolution relative to a commission to investigate the question of freeing certain toll bridges over the Connecticut river.

HAVEN DOE,
For the Committee.

INTRODUCTION OF A JOINT RESOLUTION

Senator McLean, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following joint resolution which was read a first and second time, laid upon the table to be printed and referred to the Committees on Claims and Finance.

Senate Joint Resolution No. 12, Joint resolution in favor of the town of Lincoln.

On motion of Senator Cole, the rules were suspended and all business in order for this afternoon at one o'clock was made in order at the present time.

THIRD READINGS

The following bills and joint resolutions were read a third time and passed.

Senate Bill No. 9, An act relating to licenses to administrators and executors to sell real estate.

Senate Bill No. 44, An act relative to emergency appropriations.

House Bill No. 188, An act providing for the purchase of certain land in the town of Tamworth.

House Bill No. 233, An act relating to scholarships for orphans of deceased World War veterans.

House Bill No. 240, An act relative to the employment of investigators for criminal work by the attorney-general.

House Bill No. 277, An act relating to the issue of bonds to refund certain short term notes.

House Bill No. 278, An act relating to the authorization of certain state highway bonds.

House Bill No. 423, An act relating to an extended use of 1933 and 1934 number plates on motor vehicles.

Senate Joint Resolution No. 5, Joint resolution in favor of the estate of Frank T. Cole.

House Joint Resolution No. 67, Joint resolution providing for care of Helen M. Tibbetts.

House Joint Resolution No. 72, Joint resolution in favor of the estate of Moses Duchano.

House Joint Resolution No. 88, Joint resolution in favor of Bernard Merrick of East Kingston.

House Joint Resolution No. 126, Joint resolution in favor of the town of Littleton.

House Joint Resolution No. 138, Joint resolution in favor of John Cody of Livermore.

On motion of Senator McLean, the Senate was in recess until 12:58 p.m.

(Recess)

The Senate reassembled.

The President in the Chair

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolution in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 86, An act providing for the protection of towns in tax suits.

House Bill No. 271, An act to amend the charter of the city of Dover.

House Bill No. 193, An act providing for the acquisition of the Hampton harbor toll bridge and for emergency construction for coastal and highway protection.

House Bill No. 454, An act relating to receiving, boarding and keeping infants.

House Joint Resolution No. 140, Joint resolution to establish a recess commission to study real estate transactions.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following bills, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

House Bill No. 431, An act relative to the salary of the justice of the municipal court of Concord.

Senate Bill No. 17, An act relating to the purchase of intoxicating liquors for medicinal purposes by druggists.

On motion of Senator Doe, the Senate voted to concur with the House of Representatives in the adoption of the amendments to the foregoing entitled bills.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following joint resolutions:

House Joint Resolution No. 67, Joint resolution providing for the care of Helen M. Tibbetts.

House Joint Resolution No. 72, Joint resolution in favor of the estate of Moses Duchano.

The message further stated that the House of Representatives had refused to concur with the Honorable Senate in its amendments to the following bill.

House Bill No. 423, An act relating to expiration date of motor vehicle registration, municipal permits and licenses for motor vehicle operation, and requests a Committee of Conference, and the Speaker has appointed as members of such

committee on the part of the House, Messrs. McAllister of Keene, Sanborn of Wakefield and Shaw of Franklin.

On motion of Senator Dale, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference, and the President appointed as members of such committee on the part of the Senate, Senators Dale and Alexander.

READ AND REFERRED

The following bills and joint resolution were read a first and second time and referred

To the Committee on the Judiciary,

House Bill No. 86, An act providing for the protection of towns in tax suits.

House Bill No. 454, An act relating to receiving, boarding and keeping infants.

To the Committee on Coastwise Improvements,

House Bill No. 193, An act providing for the acquisition of the Hampton Harbor Toll Bridge and for emergency construction for coastal and highway protection.

To the Committee on Finance,

House Joint Resolution No. 140, Joint resolution to establish a recess commission to study real estate transactions.

The following entitled bill was read a first and second time.

House Bill No. 271, An act to amend the charter of the city of Dover.

On motion of Senator Dale the rules were suspended, reference to committee dispensed with and the foregoing entitled bill was read a third time and passed.

COMMITTEE REPORTS

Senators Martel and Calef, for the Committees on State Hospital and Laconia State School and Finance, to whom was referred House Bill No. 79, An act providing for an employees' dormitory at the State hospital, having considered the same, reported the same with the following amendment and recommended its passage.

Amend Section 4 of the bill by striking out the whole of said section and substituting in place thereof the following:

4. In the construction or alteration of this dormitory at the State hospital, New Hampshire material shall be used and New Hampshire labor is recommended.

Further amend the bill by adding a new Section 5, to read as follows:

5. *Short Term Notes.* Prior to the issuance of bonds hereunder, the treasurer, under the direction of the Governor and Council, may for the purposes hereof borrow money from time to time on short term loans to be refunded by the issuance of the bonds hereunder, provided however that at no one time shall the indebtedness of the State on such short term loans exceed the sum of one hundred thirty thousand dollars.

Further amend the bill by renumbering Section 5 to read Section 6.

The report was accepted, amendment adopted and the bill ordered to a third reading tomorrow morning at ten o'clock.

Senators Martel and Calef, for the Committees on State Hospital and Laconia State School and Finance, to whom was referred House Bill No. 477, An act providing for a cow barn at the Laconia State school, having considered the same, reported the same with the following amendment and recommended its passage.

Amend said bill by adding a new Section 4, to read as follows:

4. In the construction or alteration of this barn at the Laconia State school, New Hampshire material shall be used and New Hampshire labor is recommended.

Further amend said bill by adding another new section, to be known as Section 5, to read as follows:

5. *Short Term Notes.* Prior to the issuance of bonds hereunder, the treasurer, under the direction of the Governor and Council, may for the purposes hereof borrow money from time to time on short term loans to be refunded by the issuance of the bonds hereunder, provided however that at no one time shall the indebtedness of the State on such short

term loans exceed the sum of twenty-four thousand dollars.

Further amend the bill by renumbering Section 4 to read Section 6.

The report was accepted, amendment adopted and the bill ordered to a third reading tomorrow morning at ten o'clock.

INTRODUCTION OF BILL

Senator Martel, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 51, An act relative to marathon and other competition dances.

On motion of Senator Kelley, the Senate adjourned, until tomorrow morning at ten o'clock.

FRIDAY, JUNE 2, 1933.

The Senate met according to adjournment.

THIRD READINGS

The following entitled bills were read a third time and passed.

House Bill No. 79, An act providing for an employees' dormitory at the State hospital.

House Bill No. 477, An act providing for a cow barn at the Laconia State school.

COMMITTEE REPORTS

On motion of Senator Murphy the rules were so far suspended as to allow the introduction of two committee reports not previously advertised in the journal.

Senator Murphy for the Committee on Towns and Counties, to whom was referred House Bill No. 435, An act relative to a reduction in salary for certain county officers of Belknap county, having considered the same reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senator Murphy for the Committee on Towns and Counties, to whom was referred House Bill No. 463, An act regarding compensation of county commissioners, having considered the same, reported the same with the following amendment and recommended its passage.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Sullivan County*. Amend Section 28 of Chapter 38 of the Public Laws, as amended by Chapter 111 of the Laws of 1927 and Chapter 153 of the Laws of 1931, by striking out the word "Sullivan" in the eleventh line and by inserting after the ninth line the words, in Sullivan, nine hundred dollars, so that said section as amended shall read as follows: 28. *Salaries*. The annual salary for each commissioner of the following counties shall be as follows, payable monthly by the county: in Rockingham, ten hundred dollars; in Strafford, twelve hundred dollars; in Belknap, nine hundred dollars; in Merrimack, ten hundred dollars; in Hillsborough, twenty-one hundred dollars; in Cheshire, seven hundred dollars; in Sullivan, nine hundred dollars; in Grafton, seven hundred and fifty dollars.

In Carroll and Coos counties each commissioner, when employed in the business of the county and in inspecting the taxable property of the towns as provided in Section 26, shall receive five dollars a day, payable as hereinbefore provided. To the foregoing sums shall be added, in all the counties except Strafford, a reasonable sum for all necessary expenses, upon order of the superior court, the account of said expenses having first been audited by said court.

2. *Takes Effect*. This act shall take effect July 1, 1933.

The report was accepted, the amendment adopted, and the bill ordered to a third reading this afternoon at one o'clock.

On motion of Senator Whitcomb, the rules were so far suspended as to permit the introduction of a committee report not previously advertised in the journal.

Senator Whitcomb for the Committee on Ways and Means, to whom was referred House Bill No. 106, An act relating to wages, salaries and fees paid by the State of New Hampshire or sub-divisions thereof, having considered the same, reported the same with the following amendment and recommended its passage.

Amend Section 1 of the bill by striking out the words "one thousand dollars" wherever they occur and substituting in place thereof the words, fifteen hundred dollars; so that said section as amended shall read:

1. *Salary Reduction.* All officers and employees in the service of the State, including all those of State institutions and the University of New Hampshire, on May 1, 1933, receiving an annual salary or compensation in excess of fifteen hundred dollars, if still in the service of the State, shall during the fiscal years ending June 30, 1934, and June 30, 1935, receive a ten per cent salary and compensation reduction as set forth in a document filed in the office of the secretary of State entitled "List of Salary Reductions for State Officials and Employees as promulgated by the Legislature of 1933 for the fiscal year ending June 30, 1934 and June 30, 1935." Provided that no salary or compensation reduction for persons receiving in excess of fifteen hundred dollars per year shall reduce said salary and compensation to less than fifteen hundred dollars.

The report was accepted, the amendment adopted and the bill ordered to a third reading this afternoon at one o'clock.

INTRODUCTION OF BILLS AND JOINT RESOLUTION

Senator Quimby, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 52, An act relating to county audits.

Senator Quimby, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following joint resolution which was read a first and

second time, laid upon the table to be printed and referred to to the Committee on Finance.

Senate Joint Resolution No. 13, Joint resolution relating to Endicott Rock at the Weirs.

Senator Martel, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 53, An act to regulate dyers and cleaners.

RECONSIDERATION OF VOTE

Senator McLean moved that the vote whereby the resolution of the Committee on House Bill No. 471, An act relating to bureau of markets, that it is inexpedient to legislate, was adopted, be reconsidered.

On a *viva voce* vote the affirmative prevailed and the vote was reconsidered.

The question being stated:

Shall the resolution of the Committee be adopted?

On a *viva voce* vote the negative prevailed, and the bill was ordered to a third reading this afternoon at one o'clock.

Senator Doe moved that the Clerk be instructed to procure from the printer 500 copies of the proposed amendments to House Bill No. 417, An act providing for emergency relief of distress in the State of New Hampshire.

On motion of Senator Doe the rules were suspended and all business in order for this afternoon at one o'clock was made in order at the present time.

THIRD READINGS

The following bills were read a third time and passed.

House Bill No. 106, An act relating to wages, salaries and fees paid by the State of New Hampshire or sub-divisions thereof.

House Bill No. 463, An act regarding compensation of county commissioners.

House Bill No. 471, An act relating to bureau of markets.

On motion of Senator Bixler, the following resolution was adopted.

Resolved, That when the Senate adjourns today it be to meet Monday evening at 7 o'clock.

On motion of Senator Quimby, the Senate adjourned.

MONDAY, JUNE 5, 1933.

The Senate met according to adjournment.

Senator Chesley having assumed the Chair, read the following communication:

Peterboro, N. H., June 5, 1933.

SENATOR CHESLEY:

Please preside for me at this evening's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator Chesley declared the Senate adjourned.

TUESDAY, JUNE 6, 1933.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Martel was granted leave of absence for the day on account of important business.

COMMITTEE REPORTS

Senator Dale, for the Committee on the Judiciary, to whom was referred

Senate Bill No. 51, An act relative to marathon and other competition dances.

House Bill No. 454, An act relating to receiving, boarding and keeping infants.

Having considered the same, reported the same without amendment and recommended their passage.

The reports were accepted and the bills ordered to a third reading this afternoon at one o'clock.

Senator Dale, for the Committee on the Judiciary, to whom was referred House Bill No. 86, An act providing for the protection of towns in tax suits, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted.

Senator Cole moved that the Senate substitute the resolution, ought to pass, in place of that of the committee, inexpedient to legislate.

(Discussion ensued)

Senator Cole asked for a division.

Four Senators having voted in the affirmative and thirteen Senators having voted in the negative, the negative prevailed and the motion to substitute was lost.

On a *viva voce* vote the resolution of the committee was adopted.

MAJORITY AND MINORITY REPORTS

A majority of the Committee on Education, to whom was referred Senate Bill No. 50, An act relating to the alcoholic content of certain beverages, having considered the same, reported the same with the following amendment and recommended its passage.

Amend title of bill by striking out the whole of it and inserting in place thereof "An act relating to the alcoholic content of certain beverages."

Further amend by inserting in Section 1 in the fourth line after the words, "United States," the words, "and further provided that the State of New Hampshire was one of the States to vote in favor of repeal."

And, further amend in same section by striking out the words, "as is allowed under the Federal law," after the word "content," in line 5, and inserting in place thereof the words, "of not more than 6% by volume," so that said section as amended shall read as follows:

Section 1. Amend paragraph XV of Section 1 of Chapter

99 of the Laws of 1933 by adding at the end of said paragraph the following: Provided that upon repeal of the eighteenth amendment to the Constitution of the United States and further provided that the State of New Hampshire was one of the States to vote in favor of repeal, beverages as herein defined may be of such alcoholic content of not more than 6% by volume; so that said paragraph as amended shall read as follows:

XV. "Beverage," any beer, lager beer, ale, porter, wine, similar fermented malt or vinous liquors and fruit juices containing one per cent or more of alcohol by volume and not more than three and two-tenths per cent of alcohol by weight or four per cent of alcohol by volume at sixty degrees Fahrenheit. Provided that upon repeal of the eighteenth amendment to the Constitution of the United States and further provided that the State of New Hampshire was one of the States to vote in favor of repeal, beverages as herein defined may be of such alcoholic content of not more than 6% by volume.

JOHN A. FOLEY,
JOHN JACOBSON, JR.
ARTHUR P. GALE,
HAVEN DOE,

For a minority of the Committee.

A minority of the Committee on Education, to whom was referred Senate Bill No. 50, An act relating to the alcoholic content of certain beverages, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

JAMES W. BIXLER,

For a minority of the Committee.

The report of the majority was accepted.

Senator Bixler moved that the report of the minority be substituted for that of the majority.

(Discussion ensued)

Senator Bixler demanded a roll call.

The question being stated:

Shall the report of the minority be substituted for that of the majority?

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators McLean, Quimby, Alexander, Whitcomb, Chesley, Houghton, Cummings, Heald, George, Cole, Bixler and Dale.

The following named Senators voted in the negative: Senators Kelley, Dickson, Gale, Sanborn, Bouthillier, Steele, Jacobson, Murphy, Foley, Doe and Calef.

Twelve Senators having voted in the affirmative and eleven Senators having voted in the negative, the affirmative prevailed and the report of the minority was substituted for that of the majority.

The question being stated:

Shall the resolution of the committee be adopted?

On a *viva voce* vote the affirmative prevailed and the resolution of the committee was adopted.

Senator George, for the Committee on Engrossed Bills, to whom was referred House Bill No. 271, An act to amend the charter of the city of Dover, having considered the same, reported the same under joint rule No. 6 with the following amendment and recommended its passage.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An act relative to the term of office of the street commissioner in the city of Dover.

Amend Section 1 of said bill by striking out the first fifteen lines thereof and inserting in place thereof the following:

1. *Dover*. Amend Section 34 of Chapter 329 of the Laws of 1929 by striking out the figure "1931" in the second line and inserting in place thereof the figure, 1935, by striking out the word "fourth" in the second line and inserting in place thereof the word, second, and by striking out the word "four" in the fourth line and inserting in place thereof the word, two, so that said section as amended shall read as follows:

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

On motion of Senator Doe the rules were suspended and all business in order for this afternoon at one o'clock was made in order at the present time.

THIRD READINGS

The following entitled bills were read a third time and passed.

Senate Bill No. 51, An act relative to marathon and other competition dances.

House Bill No. 454, An act relating to receiving, boarding and keeping infants.

On motion of Senator Dale, the rules were so far suspended as to permit the introduction of a committee report not previously advertised in the journal.

Senator Dale, for the Committee on the Judiciary, to whom was referred House Bill No. 422, An act authorizing the relief of persons and corporations by suspending such attachment, execution sale and mortgage foreclosure proceedings as work unjust hardship by reason of abnormal economic conditions, having considered the same, reported the same with the following amendment and recommended its passage.

Amend said bill by striking out Sections 3 to 13, inclusive and 21 to 24, inclusive.

Amend Section 14 of said bill by striking out the Arabic number "14" and inserting in place thereof the Arabic number, 3, by striking out the words "or personal" in the second line thereof, and by striking out the following in lines three and four thereof: "; 216 as amended by Chapter 80, Laws of 1927; and Chapter 217", so that said section shall read as follows: 3. *Sale.* In proceedings for the foreclosure of mortgages or liens on real property under the provisions of Chapter 215 of the Public Laws, the mortgagor may petition the court having jurisdiction thereof to order the officer foreclosing such mortgages or liens not to take possession of, advertise for sale, or sell such property if such proceedings would work an unjust hardship upon the petitioner because of abnormal economic conditions.

Amend Sections 15, 16, 17, 18 and 19 of said bill by renumbering said sections in their numerical order so they will become Sections 4, 5, 6, 7 and 8.

Amend Section 20 of said bill by striking out the Arabic number "20" and inserting in place thereof the Arabic number, 9, by inserting after the word "mortgage" in the second line thereof the words or liens, and by striking out in the third line thereof the following: "or personal" and "or to foreclose liens," so that said section shall read as follows: 9. *Redemption.* While this act shall be and remain in force, in proceedings to foreclose a mortgage or lien upon real property upon petition by the mortgagor or lienor the court at the time of entering the decree of foreclosure, in his discretion, and upon such terms and conditions as shall be equitable under the then existing conditions, may extend the time within which the premises may be redeemed, for such period as would not work an unjust hardship upon the parties interested, and at any time thereafter upon the petition of the mortgagor, lienor or those holding under him, on notice to the mortgagee and after hearing thereon, may reopen such decree and make such further orders relating thereto as justice may require. The provisions of this section, so far as pertinent thereto, shall apply to decrees heretofore entered where the time therein fixed for redemption has not expired on the date of such petition.

Amend Sections 25 to 27, inclusive, of said bill by renumbering said sections in their numerical order so they will become Sections 10 to 22 inclusive.

Amend Section 38 of said bill by striking out the whole of said section.

Amend Sections 39 and 40 of said bill by renumbering said sections in their numerical order so they will become Sections 23 and 24.

The report was accepted, amendment adopted and the bill ordered to a third reading tomorrow morning at ten o'clock.

On motion of the same Senator, the rules were further suspended and the foregoing entitled bill was read a third time and passed.

(Recess)

The Senate reassembled.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 402, An act relating to the charter of the city of Dover.

House Bill No. 479, An act relating to bounties on wild cats.

The message further stated that the House of Representatives had refused to concur with the Honorable Senate in its amendment to the following bills and requested a Committee of Conference. The Speaker had appointed as members of this committee on the part of the House, Messrs. Dow of Claremont, Hunter of Hanover and Blandin of Bath.

House Bill No. 106, An act relating to wages, salaries and fees paid by the State of New Hampshire or sub-divisions thereof.

On motion of Senator Doe, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference and the President appointed as members of such committee on the part of the Senate, Senators Quimby and Calef.

The message further stated that the House of Representatives had refused to concur with the Honorable Senate in its amendment to the following bill and requests a Committee of Conference. The Speaker appointed as members of such Committee on the part of the House, Messrs. Hunter of Hanover, Shaw of Chichester and Keefe of Dover.

House Bill No. 463, An act regarding compensation of county commissioners.

On motion of Senator Doe the Senate voted to accede to the request of the House of Representatives for a Committee of Conference and the President appointed as members of such

committee on the part of the Senate Senators Whitcomb and Doe.

READ AND REFERRED

The following bill sent up from the House of Representatives was read a first and second time and referred

To the Committee on the Judiciary,

House Bill No. 402, An act relating to the charter of the city of Dover.

The following bill sent up from the House of Representatives was read a first and second time.

House Bill No. 479, An act relating to bounties on wild cats.

On motion of Senator Dickson the rules were suspended, reference to committee on the foregoing entitled bill dispensed with, and the bill was read a third time and passed.

On motion of Senator Dale, the rules were so far suspended as to permit the introduction of two committee reports not previously advertised in the journal.

COMMITTEE REPORTS

Senator Dale, for the Committee on the Judiciary, to whom was referred Senate Bill No. 52, An act relating to county audits, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading tomorrow morning at ten o'clock.

On motion of the same Senator the rules were further suspended and the foregoing entitled bill was read a third time and passed.

Senator Dale, for the Committee on the Judiciary, to whom was referred Senate Bill No. 53, An act to regulate dyers and cleaners, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions:

Senate Bill No. 17, An act relating to the purchase of intoxicating liquors for medicinal purposes by druggists.

Senate Bill No. 21, An act to cause toilet and disinfectant preparations to be subject to the false labeling provision of the food and drug law.

House Bill No. 149, An act to provide for the construction and equipment of an armory in the city of Franklin.

House Bill No. 233, An act relating to scholarships for orphans of deceased World War veterans.

House Bill No. 240, An act relative to the employment of investigators for criminal work, by the attorney-general.

House Bill No. 270, An act relating to compensation under the workmen's compensation law.

House Bill No. 278, An act relating to the authorization of certain State highway bonds.

House Bill No. 431, An act relative to the salaries of the justices of the municipal courts of Concord and Somersworth.

House Bill No. 471, An act relating to the bureau of markets.

House Joint Resolution No. 88, Joint resolution in favor of Bernard Merrick of East Kingston.

House Joint Resolution No. 126, Joint resolution in favor of the town of Littleton.

House Joint Resolution No. 138, Joint resolution in favor of John Cody of Livermore.

House Joint Resolution No. 141, Joint resolution relative to State aid for the town of Kingston.

House Joint Resolution No. 142, Joint resolution in favor of Mrs. George Warwick, Jr.

HAVEN DOE,

For the Committee.

Senator Alexander moved that the Senate reconsider the

vote on House Bill No. 86, An act providing for the protection of towns in tax suits.

On a *viva voce* vote the negative prevailed, and the motion to reconsider was lost.

On motion of Senator Kelley, the Senate adjourned until tomorrow morning at ten o'clock.

WEDNESDAY, JUNE 7, 1933.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has voted to concur with the Honorable Senate in its amendments to the following bills:

House Bill No. 79, An act providing for an employees' dormitory at the State hospital.

House Bill No. 477, An act providing for a cow barn at the Laconia State school.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following bill, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

House Bill No. 427, An act relating to the length and weight of vehicles.

Amend Section 1 of said bill by adding after the word "permits" in the twenty-eighth line the words, upon proper application in writing.

Amend Section 2 of said bill by adding after the words "provided, however, that" where they occur in the fourth and seventeenth lines, the words, the provisions of, and by adding after the word "section" where it occurs in the fifth and seventeenth lines the words, relative to length.

On motion of Senator Doe the Senate voted to concur with

the House of Representatives in the adoption of the foregoing amendment.

COMMITTEE REPORTS

Senator Gale and Quimby, for the Committees on Public Improvements and Finance, to whom was referred House Bill No. 457, An act providing for emergency relief of unemployment in the State of New Hampshire by highway work, forestry work and general improvement work, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at one o'clock.

On motion of Senator Cole, the rules were suspended and the foregoing entitled bill was read a third time and passed.

On motion of Senator Heald, the rules were so far suspended as to permit the introduction of a committee report not previously advertised in the Journal.

Senator Heald, for the Committee on Transportation, to whom was referred House Bill No. 232, An act relating to the license fees for registration of motor vehicles, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report of the Committee was accepted.

On motion of Senator Dale, the foregoing bill with its report was recommitted to the Committee on Transportation.

RECONSIDERATION OF VOTE

On motion of Senator George the Senate voted to reconsider the vote whereby the resolution of the Committee, inexpedient to legislate was adopted on the following entitled bill.

Senate Bill No. 50, An act relating to the alcoholic content of certain beverages.

The question being stated:

Shall the resolution of the committee be adopted?

Senator George demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators McLean, Sanborn, Quimby, Alexander, Whitcomb, Chesley, Houghton, Cummings, Heald, George, Bixler and Dale.

The following named Senators voted in the negative: Senators Kelley, Dickson, Gale, Bouthillier, Steele, Jacobson, Murphy, Foley, Martel, Doe, Calef and Cole.

Twelve Senators having voted in the affirmative and twelve Senators having voted in the negative, the vote was declared a tie and the bill placed in unfinished business.

On motion of Senator Quimby, the Senate was in recess until this afternoon at 12:58.

(Recess)

The Senate reassembled.

COMMITTEE REPORT

On motion of Senator Heald the rules were so far suspended as to permit the introduction of a committee report not previously advertised in the journal.

Senator Heald, for the Committee on Insurance, to whom was referred House Bill No. 347, An act relating to surety companies, having considered the same, reported the same with the following amendment and recommended its passage.

Amend the bill by striking out in Section 1 the word, "sections," in line 2 and substituting therefor the word, "section."

And further amend by striking out in Section 1 everything after the word, "state," in line 6 and inserting in place thereof the following: "Such rates shall be open for public inspection," so that said section as amended shall read as follows:

Section 1. *Surety Companies.* Amend Chapter 282 of the Public Laws by adding after Section 7 the following new section:

8. *Schedules, Filing of.* Before any surety company shall transact surety business in this State it shall file with

the insurance commissioner, in such form as he may prescribe, its schedule of premium rates proposed to take effect in this State. Such rates shall be open for public inspection.

The report was accepted, amendment adopted and the bill ordered to a third reading this afternoon at one o'clock.

On motion of Senator Doe, the rules were suspended and the foregoing entitled bill was read a third time and passed.

MAJORITY AND MINORITY REPORTS

On motion of Senator Quimby, the rules were so far suspended as to permit the introduction of a committee report not previously advertised in the journal.

A majority of the Committees on the Judiciary and Finance to whom was referred House Bill No. 417, An act providing for emergency relief of distress in the State of New Hampshire, having considered the same reported the same with the following amendment and recommended its passage.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Poor Relief.* During the emergency resulting from the existing depression but not longer than December 31, 1934, there is hereby constituted a Director for Poor Relief. The Governor and Council are hereby authorized to appoint said director and fix his compensation. All expenses incurred by said director under the provisions of this act shall be paid by the State treasurer from the emergency relief fund hereinafter provided for.

2. *Powers and Duties.* Said director shall have oversight of the administration of the poor relief provided for in this act, may make such rules and regulations as may be necessary for said administration, shall exercise a general supervision of the work in the various counties, and shall have such other powers and duties as may be necessary and reasonably required for the effective administration of this act.

3. *Poor Relief.* During the time when this act is in force

said director is hereby directed to assume and exercise whenever and so far as it may be expedient all the authority and powers now vested in other agencies of the counties, cities or towns in respect to aid for persons who are poor and unable to support themselves, other than such persons as are cared for in institutions of the State and of the counties, and to grant or administer aid either by direct relief or employment projects in such manner and under such conditions as may be necessary.

4. *Administration.* The administration of relief for such poor persons shall be in the hands of a trained welfare worker in each county. Said workers shall be appointed by said director and shall be subject to supervision by said director. Said director is hereby authorized to make rules and regulations for the administration of this act, to employ and fix the compensation of the workers in charge of aid in each county and such other assistants as may be necessary, and said workers are hereby directed to consult with, and employ so far as possible, county commissioners, selectmen, overseers of the poor and other agencies of government having to do with poor relief. Such officers and agencies are hereby directed to comply with such requests as the said workers may make upon them provided such requests fall within the scope of this act or of existing statutes. The assistants employed by the director, as above provided, other than the worker in charge in each county, shall be residents of New Hampshire.

5. *Authority to accept Funds.* The Governor and Council are hereby authorized on behalf of the State, to accept and to apply to the carrying out of the purposes of this act all moneys that may be advanced to, or otherwise placed at the disposal of, the State by the federal government, or any of its agencies for the relief of distress or that may be donated to the State for that purpose by individuals, associations of individuals, partnerships or corporations.

6. *Bonds Authorized.* In order to supply the additional funds needed for carrying out the purposes of this act, the State treasurer is hereby authorized, in the discretion of the

Governor and Council, to borrow in such amounts as may be determined by the Governor and Council upon the credit of the State six hundred thousand dollars (\$600,000) for the calendar year ending December 31, 1933 and one million two hundred thousand dollars (\$1,200,000) for the calendar year ending December 31, 1934, and for that purpose may issue bonds or notes in the name of, and on behalf of, the State at the lowest rate of interest obtainable, in such form, such denominations, at such dates of maturity and at such time as the Governor and Council may determine. Such bonds and notes shall be countersigned by the Governor and shall be deemed a pledge of the faith and credit of the State. The Secretary of State shall keep an account of all such bonds and notes countersigned by the Governor, showing the number and amount of each bond or note, the time of countersigning, the time when payable and date of delivery to the treasurer. The State treasurer shall keep an account of each bond and note, showing the number thereof, the name of the person to whom sold, the amount received for the same, the date of the sale and the time when payable. The treasurer may negotiate and sell such bonds or notes by direction of the Governor and Council in such manner as they may determine most advantageous to the State.

7. *Emergency Relief Fund.* The money received from the sale of the bonds or notes authorized by Section 6 hereof, and all moneys received by the State as provided in Section 5 hereof, shall be deposited with the State treasurer to the credit of a special fund to be known as the Emergency Relief Fund and paid out by him upon warrants drawn by the Governor for the purposes of this act alone; provided that any moneys remaining to the credit of such fund after the termination of the period during which this act is in force, and after all obligations against such fund have been liquidated shall be held by the State treasurer and applied to the payment of the bonds or notes issued hereunder.

8. *Payments to Counties.* The county commissioners shall make application to the Governor and Council for an allotment for their respective counties from the Emergency Relief Fund herein provided for and payments shall be al-

lotted to the various counties in such amounts as the Governor and Council shall determine, provided that no one county shall in any event receive less than ninety thousand dollars from the proceeds of the sale of the bond issue provided for herein, if sums totaling such amount are requested by the county commissioners for said county, and provided further that the balance of the Emergency Relief Fund, other than the proceeds of the bond issue, shall be allotted so that no one county shall receive less than five per cent thereof, if such sums are requested.

9. *Accounts; Allocation Between Towns.* Each county shall keep a separate account of all moneys received from said emergency fund and of all payments made therefrom, in such form and in the manner determined by the tax commission which commission shall, from time to time as it may determine, audit said accounts. The worker in charge of each county, under the direction of the director, shall have the authority to allocate payments for such relief between the county and the towns and cities therein.

10. *Reimbursements of Fund by Counties, Cities and Towns.* All expenditures in carrying out the purposes of this act shall be made in the first instance from said emergency fund but the several counties, cities and towns shall, from time to time, reimburse said fund for all expenditures allocated to said counties, cities and towns to the extent of twenty-five per cent thereof. For the purpose of fixing tax rates and tax assessments of the several counties, cities and towns the director and the county commissioners are authorized to estimate the amount to be charged to each county, city and town and to instruct the tax commission in regard thereto. The county conventions shall take into account in making their appropriations the amounts expended and debts incurred prior to the passage of this act for the purpose of poor relief, together with such reimbursements to the State as the county is required to make under the provisions of this act.

The selectmen of towns and mayors of cities are hereby authorized and shall, upon instructions from the tax commission, direct the fixing of tax rates and the assessment of taxes, so that only such amounts shall be raised for the relief of the

poor of the town or city as will equal the amounts expended and the debts incurred for poor relief prior to the passage of this act, together with reimbursements to the State as the city or town is required to make under the provisions of this act. In the administering and for the purposes of this act alone the director shall have the power to determine what persons are poor and unable to support themselves, and to provide a procedure for the determination of all questions arising relative thereto, and to make agreements with other States in respect to the aid of, or the reimbursement for aid granted to, persons not residents for a length of time as determined in such agreements, of the State in which they happen to be at the time the aid is sought by or given to them.

11. *Termination of State of Emergency.* The director may at any time declare the termination of the emergency, within any or all of the counties, for the meeting of which this act is passed but failing such declaration said emergency shall be deemed to be terminated on December 31, 1934, and upon such termination the director shall cease to have the powers and duties by this act conferred upon him and the affairs of the organization set up for the administration of this act shall be wound up and liquidated.

12. *Report.* On the termination of the emergency the director shall cause to be prepared and submitted to the General Court a report setting forth an account of all payments made to each county from said emergency fund and of all operations had in carrying out the provisions of this act.

13. *Suspension of Laws.* All acts and parts of acts inconsistent herewith are hereby suspended while this act is in effect.

14. *Takes Effect.* This act shall take effect upon its passage.

ARTHUR P. GALE,
AUSTIN L. CALEF,
A. C. ALEXANDER,
R. J. McLEAN,
CHARLES M. DALE,
J. G. QUIMBY,
WILLIAM M. COLE,

For a majority of the Committees.

A minority of the Committees on the Judiciary and Finance to whom was referred House Bill No. 417, An act providing for emergency relief of distress in the State of New Hampshire, having considered the same, reported the same with the following amendment and recommended its passage.

Amend Section 1 by striking out the words "two years from the date of the passage of this act" and inserting in place thereof the word and figures "December 31, 1934," so that said section as amended will read as follows:

1. *Poor Relief.* During the emergency resulting from the existing depression, but not longer than December 31, 1934, the Governor is hereby directed to assume and exercise, whenever and so far as it may be expedient, all the authority and powers now vested in other agencies of the State or the counties, cities or towns in respect to aid for persons who are poor and unable to support themselves other than such persons as are cared for in institutions of the State and of the counties and to grant or administer aid or relief in such manner and under such conditions as may be necessary, and to exercise such other powers as may be reasonably required for the effective administration of this act.

Amend Section 4 by striking out the words and figures "one million two hundred thousand dollars (\$1,200,000) for the year 1933 and one million two hundred thousand dollars (\$1,200,000) for the year 1934" and inserting in place thereof the words and figures "six hundred thousand dollars (\$600,000) for the calendar year ending December 31, 1933 and one million two hundred thousand dollars (\$1,200,000) for the calendar year ending December 31, 1934," so that said section as amended will read as follows:

4. *Bonds Authorized.* In order to supply the additional funds needed for carrying out the purposes of this act, the State treasurer is hereby authorized, in the discretion of the Governor and Council, to borrow in such amounts as may be determined by the Governor and Council upon the credit of the State six hundred thousand dollars (\$600,000) for the calendar year ending December 31, 1933 and one million two hundred thousand dollars (\$1,200,000) for the calendar year ending December 31, 1934, and for that purpose may issue bonds or notes in the name of, and on behalf of, the State, at

the lowest rate of interest obtainable, in such form, such denominations, at such dates of maturity and at such time as the Governor and Council may determine. Such bonds and notes shall be countersigned by the Governor and shall be deemed a pledge of the faith and credit of the State. The Secretary of State shall keep an account of all such bonds and notes countersigned by the Governor, showing the number and amount of each bond or note, the time of countersigning, the time when payable and date of delivery to the treasurer. The State treasurer shall keep an account of each bond and note, showing the number thereof, the name of the person to whom sold, the amount received for the same, the date of the sale and the time when payable. The treasurer may negotiate and sell such bonds or notes by direction of the Governor and Council in such manner as they may determine most advantageous to the State.

And further amend said bill by striking out in Section 8 the words "at the expiration of two years from the passage of this act" and inserting in place thereof the word and figures "December 31, 1934", so that said section as amended will read as follows:

8. *Termination of State of Emergency.* The Governor, with the advice and consent of the Council, may at any time declare the termination of the emergency for the meeting of which this act is passed, but failing such declaration, said emergency shall be deemed to be terminated December 31, 1934; and upon such termination, the Governor and Council shall cease to have the powers and duties by this act conferred upon them and the affairs of the organization set up for the administration of this act shall be wound up and liquidated.

RALPH H. GEORGE,
HAVEN DOE,

For a minority of the Committees.

Senator George moved that the report of the minority be substituted for that of the majority.

(Discussion ensued)

The question being stated:

Shall the report of the minority be substituted for that of the majority?

On a *viva voce* vote the negative prevailed.

Senator Doe demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Kelley, Sanborn, Heald, Steele, George, Jacobson, Foley and Doe.

The following named Senators voted in the negative: Senators Dickson, McLean, Gale, Quimby, Alexander, Whitcomb, Chesley, Houghton, Cummings, Bouthillier, Murphy, Martel, Calef, Cole, Bixler and Dale.

Eight Senators having voted in the affirmative and sixteen Senators having voted in the negative, the negative prevailed, and the motion to substitute was lost.

The question being stated:

Shall the amendments offered by the majority of the committees be adopted.

On a *viva voce* vote the affirmative prevailed and the amendments were adopted, and the bill ordered to a third reading this afternoon at one o'clock.

On a motion of Senator Quimby the rules were suspended and the bill was read a third time and passed.

COMMITTEE REPORTS

On motion of Senator Calef the rules were so far suspended as to permit the introduction of two committee reports not previously advertised in the journal.

Senator Calef, for the Committee on Finance, to whom was referred Senate Joint Resolution No. 13, Joint resolution relating to Endicott Rock at the Weirs, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution ordered to a third reading this afternoon at one o'clock.

Senator Calef, for the Committee on Finance, to whom was referred Senate Joint Resolution No. 10, Joint resolution in

favor of Elizabeth W. Pike, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

On motion of Senator Murphy the rules were so far suspended as to permit the introduction of a committee report not previously advertised in the journal.

Senator Murphy for the Committee on Towns and Counties, to whom was referred House Bill No. 449, An act relating to borrowing by counties, having considered the same, reported the same with the following amendment and recommended its passage.

Amend Section 1 of the bill by striking out after the word, "year," in line 16 the words, "equals the appropriation," and substituting therefor the words, "exceeds the appropriation by ten per cent," so that said section as amended shall read as follows:

Section 1. *Borrowing*. Amend Section 8 of Chapter 39 of the Public Laws by striking out said section and inserting in place thereof the following new sections: 8. *Borrowing within Appropriations*. Whenever the money in the treasury of any county shall be insufficient to meet the demands upon the same, the treasurer, upon the order of the commissioners and the approval of the superior court, or any justice thereof in vacation, may borrow such sums as they shall deem necessary for the purpose; provided, that such borrowing, together with the money in the treasury and all payments made during the current year shall not exceed in amount the total appropriations made for that year by the county convention, and give the note of the county therefor. 8a. *Borrowing in Excess of Appropriations*. When the expenditures of the county, together with all outstanding indebtedness for the current year exceeds the appropriation by ten per cent made for that year by the county convention, authority for additional borrowing must be secured by the commissioners from the county convention. The clerk of the convention must

certify under oath to the superior court any vote of the convention relative to such borrowings.

The report was accepted, amendment adopted and the bill ordered to a third reading this afternoon at one o'clock.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bill and joint resolution in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 442, An act relating to the pay of jurors.

House Joint Resolution No. 143, Joint resolution in favor of Jessie D. Brooks.

READ AND REFERRED

The following bill and joint resolution sent up from the House of Representatives were read a first and second time and referred

To the Committee on Revision of Laws,

House Bill No. 442, An act relating to the pay of jurors.

To the Committees on Claims and Finance,

House Joint Resolution No. 143, Joint resolution in favor of Jessie D. Brooks.

On motion of Senator Chesley the rules were suspended, reference to committee dispensed with and the foregoing joint resolution was read a third time and passed.

On motion of Senator Kelley the Senate adjourned.

AFTERNOON

THIRD READINGS

The following bill and joint resolution were read a third time and passed.

House Bill No. 449, An act relating to borrowing by counties.

Senate Joint Resolution No. 13, Joint resolution relating to Endicott Rock at the Weirs.

On motion of Senator Dale, the order whereby House Bill No. 232, An act relating to the license fees for registration of motor vehicles, with the accompanying report was recommended, was rescinded.

The question being stated:

Shall the resolution of the committee, inexpedient to legislate, be adopted?

On a *viva voce* vote the affirmative prevailed and the resolution was adopted.

On motion of Senator Kelley the Senate adjourned until ten o'clock tomorrow morning.

THURSDAY, JUNE 8, 1933.

The Senate met according to adjournment.

LEAVE OF ABSENCE

Senator Dickson was granted leave of absence for the day on account of important business.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolution in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 481, An act relating to the New Hampshire intangible tax law.

House Bill No. 462, An act relating to salaries of Merrimack county officers.

House Joint Resolution No. 128, Joint resolution for the improvement of the main road from Antrim Center on the Franklin Pierce highway.

House Bill No. 474, An act relating to scholars.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bill:

Senate Bill No. 52, An act relating to county audits.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following bill:

House Bill No. 422, An act authorizing the relief of persons and corporations by suspending such attachment, execution, sale and mortgage foreclosure proceedings as work no unjust hardship by reason of abnormal economic conditions.

House Bill No. 347, An act relating to surety companies.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following bill, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

House Bill No. 271, An act to amend the charter of the city of Dover.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bill with amendment in the passage of which amendment the House of Representatives asks the concurrence of the Honorable Senate:

Senate Bill No. 44, An act relative to emergency appropriations.

Amend said bill by striking out all of Section 1 and inserting in place thereof the following new section. 1. *Authority Conferred.* In case the appropriations for the fiscal years ending June 30, 1934, and June 30, 1935, for the State prison, the industrial school, the Laconia State school, the State hospital, the State sanatorium, the State normal schools, the State university, and the soldiers' home for food stuffs, fuel and other commodities should be insufficient for the needs of said institutions because of an increase in the prices of said commodities the Governor and Council are hereby authorized to provide for such necessities for said institutions in an amount not to exceed one hundred and fifty thousand dollars (\$150,000) in addition to money already appropriated, and the Governor may draw his warrants in payment for the same from any money in the treasury not otherwise appropriated.

On motion of Senator Doe the Senate refused to concur with the House of Representatives in its adoption of the foregoing amendment and asked for a Committee of Conference. The President appointed as members of such committee on the part of the Senate, Senators Doe and Houghton.

The message further stated that the House of Representatives had refused to concur with the Senate in the passage of the following bills and asked for a Committee of Conference on the following bills:

House Bill No. 188, An act to provide for the purchase of certain land in the town of Tamworth.

The Speaker appointed as conferees on the part of the House, Messrs. Seavey of Rochester, Day of Canaan and Osborne of Sunapee.

On motion of Senator Doe the Senate voted to accede to the request of the House of Representatives for a Committee on Conference on the foregoing entitled bill and the President appointed as members of such committee on the part of the Senate, Senators Gale and Chesley.

House Bill No. 79, An act providing for an employees dormitory at the State hospital.

The Speaker named as conferees on the part of the House, Messrs. Tuttle of Farmington, Shaw of Chichester and Sawyer of Woodstock.

On motion of Senator Doe, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference, and the President appointed as members of such committee on the part of the Senate, Senators Martel and Bixler.

House Bill No. 477, An act providing for a cow barn at the Laconia State school.

The Speaker named as conferees on the part of the House, Messrs. Merrill of Laconia, Rice of Rindge and Welch of Andover.

On motion of Senator Doe, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference and the President appointed as members of

such committee on the part of the Senate, Senators Quimby and Whitcomb.

House Bill No. 417, An act providing for emergency relief of distress in the State of New Hampshire.

The Speaker appointed as conferees on the part of the House Messrs. Wilson of Manchester, Hunter of Hanover and Keefe of Dover.

On motion of Senator Doe the Senate voted to accede to the request of the House of Representatives for a Committee of Conference and the President appointed as members of such committee on the part of the Senate, Senators Quimby and Dale.

The message further stated that the House of Representatives had receded from its position on House Bill No. 423, An act relating to expiration date of motor vehicle registrations, municipal permits and licenses for motor vehicle operators, and has adopted the following amendment offered by Committee of Conference in the passage of which amendment the House of Representatives asks the concurrence of the Honorable Senate.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An act relating to an extended use of 1933 and 1934 number plates on motor vehicles.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Motor Vehicle Number Plates.* For the period from January 1 to April 1, inclusive, 1934, the owner of a motor vehicle which has been properly registered in accordance with the provisions of Chapter 100 of the Public Laws for the year 1933 may display on said motor vehicle, in the manner provided for herein, said 1933 number plates in place of the number plates then in use and for the period from January 1 to April 1, inclusive, 1935, the owner of a motor vehicle which has been properly registered in accordance with the provisions of Chapter 100 of the Public Laws for the year 1934 may display on said motor vehicle, in the manner provided for herein, said 1934 number plates in

place of the number plates then in use. Such motor vehicles displaying such number plates shall be deemed to be properly registered for the periods ending April 1, 1934 and April 1, 1935.

2. *Laws Suspended.* Such parts of Section 2 of Chapter 103 of the Public Laws, as amended by Chapter 76 of the Laws of 1927, and any other provisions of law as are inconsistent with the provisions of the preceding section are hereby suspended during the periods covered by this act.

3. *Takes Effect.* This act shall take effect January 1, 1934.

On motion of Senator Dale, the foregoing message and bill were referred to the Committee on the Judiciary for consideration.

READ AND REFERRED

The following bills and joint resolution sent up from the House of Representatives were read a first and second time and referred

To the Committee on the Judiciary,

House Bill No. 481, An act relating to the New Hampshire intangible tax law.

House Bill No. 474, An act relating to scholars.

To the Committee on Towns and Counties,

House Bill No. 462, An act relating to salaries of Merrimack county officers.

To the Committee on Public Improvements and Finance,

House Joint Resolution No. 128, Joint resolution for the improvement of the main road from Antrim Center on the Franklin Pierce highway.

COMMITTEE REPORTS

On motion of Senator Sanborn, the rules were so far suspended as to permit the introduction of a committee report not previously advertised in the journal.

A majority of the Committees on Claims and Incorporations and Finance, to whom was referred Senate Joint Resolution No. 12, Joint resolution in favor of the town of Lin-

coln, having considered the same reported the same without amendment and recommended its passage.

JOHN JACOBSON,
DENNIS A. MURPHY,
AIME MARTEL,
ROSS P. SANBORN,
J. GRANT QUIMBY,
A. C. ALEXANDER,
AUSTIN L. CALEF,
WILLIAM M. COLE,
RICHARD J. McLEAN,

For a majority of the Committees.

A minority of the Committees on Claims and Incorporations and Finance, to whom was referred Senate Joint Resolution No. 12, Joint resolution in favor of the town of Lincoln, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

CHARLES M. DALE,

For a minority of the Committees.

On a *viva voce* vote the report of the majority was accepted and the joint resolution ordered to a third reading this afternoon at one o'clock.

Senator George, for the Committee on Engrossed Bills, to whom was referred House Bill No. 277, An act relating to the issue of bonds to refund certain short-term notes, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the words "ninety-two thousand" in the last line of said section and inserting in place thereof the words, thirty-two thousand.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and

found correctly engrossed the following entitled bills and joint resolutions:

House Bill No. 452, An act relating to permits and fees for boxing bouts.

House Bill No. 454, An act relating to receiving, boarding and keeping infants.

House Joint Resolution No. 67, Joint resolution providing for care of Helen M. Tibbetts.

House Joint Resolution No. 72, Joint resolution in favor of the estate of Moses Duchano.

House Joint Resolution No. 96, Joint resolution for completing Mammoth road in the town of Hooksett.

House Bill No. 427, An act relating to the length and weight of vehicles.

House Joint Resolution No. 143, Joint resolution in favor of Jessie D. Brooks.

HAVEN DOE,
For the Committee.

RECONSIDERATION OF VOTE

On motion of Senator McLean, the rules were so far suspended as to allow the reconsideration of the vote on House Bill No. 449, An act relating to borrowing by counties.

On motion of the same Senator, the Senate voted to reconsider the vote whereby the foregoing entitled bill passed.

On motion of the same Senator, the Senate voted to reconsider the vote whereby the foregoing entitled bill was ordered to a third reading.

On motion of the same Senator, the Senate voted to rescind the vote whereby the amendment offered by the committee was adopted.

On motion of the same Senator, the following amendment was adopted and the bill ordered to a third reading this afternoon at one o'clock.

Amend the said bill by striking out Section 1 and inserting in place thereof the following:

1. *County.* Amend Section 8 of Chapter 39 of the Public Laws by adding at the end of said section the following: pro-

vided further that if the sum ordered to be borrowed by the county commissioners under the provisions hereof, together with the taxes of the same fiscal year that have been collected, shall exceed in amount the total appropriations made for that year by the county convention, plus ten per cent of said appropriations, the approval of the county convention for such excess borrowing must be secured by the county commissioners in addition to the approval of the court as herein provided, so that said section as amended shall read as follows: 8. *Borrowing.* Whenever the money in the treasury of any county shall be insufficient to meet the demands upon the same the treasurer, upon the order of the commissioners and the approval of the superior court, or of any justice thereof in vacation, may borrow such sum as they shall deem necessary for the purpose, and give the note of the county therefor, provided further that if the sum ordered to be borrowed by the county commissioners under the provisions thereof, together with the taxes of the same fiscal year that have been collected, shall exceed in amount the total appropriations made for that year by the county convention, plus ten per cent of said appropriations, the approval of the county convention for such excess borrowing must be secured by the county commissioners in addition to the approval of the court as herein provided.

Senator Jacobson moved that the Committee on Liquor Laws be ordered to bring in a committee report on Senate Bill No. 47, An act in amendment of Chapter 99, Section 21, Session Laws of 1933, relating to permit fees for the sale of malt beverages.

(Discussion ensued)

Senator Whitcomb demanded a roll call.

The question being stated

Shall the committee be ordered to bring in a report?

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Kelley, McLean, Gale, Sanborn, Heald, Bouthillier, Steele, George, Jacobson, Murphy, Foley, Martel, Doe, Calef, and Cole.

The following named Senators voted in the negative: Sen-

ators Quimby, Alexander, Whitcomb, Chesley and Houghton.

Fifteen Senators having voted in the affirmative and seven Senators having voted in the negative, the affirmative prevailed and the committee was ordered to bring in a report.

The President made the following substitution on the Committee of Conference on House Bill No. 106, An act relating to wages, salaries and fees paid by the State of New Hampshire or sub-divisions thereof.

Senator Cole replaces Senator Quimby.

(Recess)

The Senate reassembled.

On motion of Senator Dale, the order whereby House Bill No. 474, An act relating to scholars, was referred to the Committee on the Judiciary, be vacated, and the bill be referred to the Committee on Labor.

The President declared the Senate in recess until 12:58 o'clock.

The Senate reassembled.

COMMITTEE REPORT

On motion of Senator Dale the rules were so far suspended as to permit the introduction of a committee report not previously advertised in the journal.

Senator Dale, for the Committee on the Judiciary, to whom was referred House Bill No. 402, An act relating to the charter of the city of Dover, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at one o'clock.

On motion of Senator Doe, the rules were further suspended and the foregoing entitled bill was read a third time and passed.

On motion of Senator Doe, the Senate adjourned.

AFTERNOON

THIRD READINGS

The following bill and joint resolution were read a third time and passed.

Senate Joint Resolution No. 12, Joint resolution in favor of the town of Lincoln.

House Bill No. 449, An act relating to borrowing by counties.

On motion of Senator Cole, the following resolution was adopted.

Resolved, That when the Senate adjourns today it adjourn to meet tomorrow morning at 9:00 o'clock, and when it adjourns Friday morning it be to meet Monday evening at 6:30 o'clock.

On motion of Senator Steele, the Senate adjourned.

FRIDAY, JUNE 9, 1933.

The Senate met according to adjournment.

Senator Calef having assumed the Chair, read the following communication:

Peterboro, N. H., June 9th, 1933.

SENATOR CALEF:

Please preside for me at this morning's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator George declared the Senate adjourned.

MONDAY, JUNE 12, 1933.

The Senate met according to adjournment.

Senator Chesley having assumed the Chair, read the following communication:

Peterboro, N. H., June 12, 1933.

SENATOR CHESLEY:

Please preside for me at this evening's session of the New Hampshire Senate, and oblige,

GEORGE D. CUMMINGS,
President.

There being manifestly no quorum present, Senator Chesley declared the Senate adjourned.

TUESDAY, JUNE 13, 1933.

The Senate met according to adjournment.

LEAVES OF ABSENCE

Senator Bixler was granted leave of absence for the day on account of important business.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has refused to concur with the Senate in the passage of the following bill with amendment and asks for a Committee of Conference.

House Bill No. 347, An act relating to surety companies.

The Speaker has appointed as members on the part of the House, Messrs. Leahy of Claremont, McNamee of Amherst and Keefe of Dover.

On motion of Senator Heald, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference on the foregoing entitled bill and the President named as members of such committee on the part of the Senate, Senators Heald and Martel.

COMMITTEE REPORTS

A majority of the Committee on the Judiciary, to whom was referred House Bill No. 458, An act to enlarge the authority, powers and jurisdiction of the Public Service Commission, having considered the same, reported the same with the following amendment and recommended its passage.

Amend paragraph (a) of sub-division II of Section 1 of Chapter 258-a as inserted by Section 1 of said bill by striking out the word "five" and inserting in place thereof the word "fifteen" and by striking out the words "capital stock" and inserting in place thereof the word "securities", so that said paragraph (a) as amended will read as follows:

(a) Every person owning or holding directly or indi-

rectly fifteen per cent or more of the voting securities of a public utility.

Further amend said Chapter 258-a by striking out all of Section 6 thereof and renumbering Sections 7 to 23 inclusive in numerical order so they will become Sections 6 to 22 inclusive.

Further amend said Chapter 258-a by striking out all of Sections 24, 25 and 26 and renumbering Sections 27 to 30 inclusive in numerical order so they will become Sections 23, 24, 25 and 26 inclusive.

Further amend said Chapter 258-a by inserting after the last section the following section:

27. *Limitation.* The provisions hereof shall not be construed to apply to contracts between a public utility and its attorney or employee, if a resident of this State, whose compensation thereunder for personal services is less than \$7,500.

RALPH H. GEORGE,
ARTHUR P. GALE,
HAVEN DOE,

For a majority of the Committee.

A minority of the Committee on the Judiciary, to whom was referred House Bill No. 458, An act to enlarge the authority, powers and jurisdiction of the Public Service Commission, having considered the same, reported the same with the following amendment and recommended its passage.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Affiliates.* Amend Title XXV of the Public Laws by inserting after Chapter 258 thereof the following new chapter:

CHAPTER 258-A

Public Utilities and Affiliates

1. *Definition of Terms.* Terms used in this chapter shall be construed as follows unless a different meaning is clearly apparent from the language or context:

I. "Person" shall mean and include individuals, corporations, trustees, lessees, holders of beneficial equitable title, voluntary associations, receivers and partnerships.

II. "Affiliate" shall mean and include the following.

(a) Every person owning or holding directly or indirectly twenty per cent or more of the voting capital stock of a public utility.

(b) Any corporation, voluntary association or trust twenty per cent or more of the voting capital stock of which is owned or controlled directly or indirectly by a person owning or controlling directly or indirectly twenty per cent or more of the voting capital stock of a public utility.

(c) Any person with whom a public utility has a management or service contract or arrangement of the character set forth in Section 2, but not including contracts for personal services with persons not otherwise affiliated.

Contracts Between Public Utilities and Affiliates

2. *Filing of Contracts.* The original or a verified copy of any contract or arrangement and of any modification thereof or a verified summary of any unwritten contract or arrangement, the consideration of which exceeds \$500, hereafter entered into between a public utility and an affiliate providing for the furnishing of managerial, supervisory, construction, engineering, accounting, purchasing, financial or any other services either to or by a public utility or an affiliate shall be filed by the public utility with the commission within ten (10) days after the date on which the contract is executed or the arrangement entered into. The commission may also require a public utility to file in such form as the commission may require full information with respect to any purchase from or sale to an affiliate, whether or not made in pursuance of a continuing contract or arrangement.

3. *Failure to File.* Any contract or arrangement not filed with the commission pursuant to Section 2 shall be unenforceable in any court in this State and payments there-

under may be disallowed by the commission unless the later filing thereof is approved in writing by the commission.

4. *Investigation and Proof.* The commission shall have full power and authority to investigate any such contract, arrangement, purchase or sale and if the commission after notice and hearing shall find any such contract, arrangement, purchase or sale to be unjust or unreasonable, the commission may make such reasonable order relating thereto as the public good requires. In any such investigation the burden shall be on the public utility and/or affiliate to prove the reasonableness of any such contract, arrangement, purchase or sale with, from or to an affiliate. If the public utility shall fail to satisfy the commission of the reasonableness of any such contract, arrangement, purchase or sale the commission may disapprove the same and/or disallow payments thereunder or such part of any such payment as the commission shall find to be unjust or unreasonable. No payment disallowed by the commission shall be capitalized or included as an operating cost of the public utility in the fixing of rates or as an asset in fixing a rate base. If in any such investigation the public utility or affiliate shall unreasonably refuse to comply with any request of the commission for information with respect to relevant accounts and records, whether of such public utility or any affiliate, any portion of which may be applicable to any transaction under investigation, so that such parts thereof as the commission may deem material may be made part of the record, such refusal shall justify the commission in disapproving the transaction under investigation and/or disallowing payments in pursuance thereof.

5. *Summary Order in Certain Cases.* If as a result of an investigation in accordance with the preceding section the commission shall find that any public utility is making any payment or about to make any payment or doing or about to do any other thing which substantially threatens or impairs the ability of the public utility to render adequate service at reasonable rates or otherwise to discharge its duty to the public, the commission may apply to the

Superior Court for an order directing the public utility to cease making any such payment or doing such other thing and thereupon the court shall make such order as the public good may require.

6. *Disallowance of Charges under Existing Contracts.* In any proceeding whether upon the commission's own motion or upon complaint involving the rates or practices of any public utility, the commission may disallow the inclusion in the accounts of a public utility of any payments or compensation to an affiliate for any services rendered, or property furnished, under existing contracts or arrangements with an affiliate unless such public utility shall establish the reasonableness of such payment or compensation.

Reports Disclosing Interests in Public Utilities and Affiliates

7. *Annual Reports.* Every public utility annually reporting to the commission under Chapter 240 of the Public Laws shall also annually report the name and address of, and the number of shares held by its officers and directors and each holder of one per cent or more of the voting capital stock of the reporting public utility, according to its records.

8. *Information Concerning Control.* The commission may also require such other information as to the direct or indirect control of a public utility or affiliate from a public utility, affiliate, or other person as may be reasonably required for the effective enforcement of this chapter.

Procedure

9. *Rules.* The commission shall have power to make such reasonable rules as will aid it in the administration and enforcement of this act.

10. *Appeal.* From any order or decision of the commission in the exercise of the jurisdiction and power conferred upon it by this chapter, an appeal shall lie to the Supreme Court. Such appeal shall be governed by the provisions of law now in force respecting appeals from orders of the commission and which are not in conflict with the provisions of this act.

Miscellaneous Provisions

11. *Sale of Securities to or by Employees.* No public utility shall without the approval of the commission permit any employee to sell, offer for sale, or solicit the purchase of any security issued by an affiliate, during such hours as such employee is engaged to perform any duty of such public utility; nor shall any public utility by any means or device whatsoever require any employee to purchase or contract to purchase any of its securities or those of any other person or corporation; nor shall any public utility require any employee to permit the deduction from his wages or salary of any sum as a payment or to be applied as a payment on any purchase or contract to purchase any security of such public utility or of any other person.

12. *Separability.* If any clause, sentence, paragraph or part hereof shall, for any reason, be adjudged by any court of competent jurisdiction to be unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder hereof.

13. *Takes Effect.* This act shall take effect upon its passage.

CHARLES M. DALE,

For a minority of the Committee.

The report of the majority was accepted.

Senator Dale moved that the report of the minority be substituted for that of the majority.

(Discussion ensued)

The question being stated:

Shall the report of the minority be substituted for that of the majority?

Senator Dale demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Kelley, Dickson, McLean, Sanborn, Quimby, Alexander, Whitcomb, Chesley, Houghton, Cummings, Bouthillier, Murphy, Foley, Martel, Calef, Cole and Dale.

The following named Senators voted in the negative: Senators Gale, Heald, Steele, George, Jacobson and Doe.

Seventeen Senators having voted in the affirmative and six Senators having voted in the negative, the affirmative prevailed, the report of the minority with amendment appended was substituted for that of the majority and the bill as amended ordered to a third reading this afternoon at one o'clock.

On motion of Senator Doe, the rules were suspended and the foregoing entitled bill was read a third time and passed.

DIVIDED REPORT

Two members of the Committee on Liquor Laws, to whom was referred Senate Bill No. 47, An act in amendment of Chapter 99, Section 21, Session Laws of 1933, relating to permit fees for the sale of malt beverages, having considered the same, reported the same with the following amendment and recommended its passage.

2. *Repayment.* If, prior to the passage of this act, any permittee has paid a permit fee in excess of the amount required by Section 1 hereof said permittee shall be entitled, upon application within thirty days but not afterwards, to a repayment of the excess paid and the state treasurer is hereby authorized to repay to said permittee said amount, as determined by the commission, from the income received from the provisions of the act regulating the manufacture, transportation and sale of certain alcoholic beverages.

3. *Takes Effect.* This act shall take effect upon its passage.

EMMET J. KELLEY,
JOHN A. FOLEY.

Two members of the Committee on Liquor Laws, to whom was referred Senate Bill No. 47, An act in amendment of Chapter 99, Section 21, Session Laws of 1933, relating to permit fees for the sale of malt beverages, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

WILLIAM F. WHITCOMB,
IRVING T. CHESLEY.

Senator Whitcomb moved that the resolution, inexpedient to legislate, be substituted for ought to pass with amendment.

(Discussion ensued)

Senator Foley moved that the resolution, ought to pass with amendment be substituted for inexpedient to legislate.

Senator Bouthillier demanded a roll call.

The question being stated:

Shall the resolution, ought to pass with amendment, be substituted for that of inexpedient to legislate?

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative: Senators Kelley, Dickson, McLean, Gale, Sanborn, Alexander, Houghton, Heald, Bouthillier, Steele, George, Jacobson, Murphy, Foley, Martel, Doe, Calef, Cole and Dale (Senator Dale being paired with Senator Bixler, Senator Dale voting yes, and Senator Bixler voting no).

The following named Senators voted in the negative: Senators Quimby, Whitcomb, Chesley, Cummings and Bixler (Senator Bixler being paired with Senator Dale, Senator Bixler voting no, and Senator Dale voting yes).

Nineteen Senators having voted in the affirmative and five Senators having voted in the negative, the affirmative prevailed, the resolution, ought to pass with amendment was adopted and the bill as amended ordered to a third reading this afternoon at one o'clock.

On motion of Senator Doe the rules were suspended and the bill was read a third time and passed.

Senator Jacobson, for the Committee on Revision of Laws, to whom was referred House Bill No. 283, An act relating to the Homestead right, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

Senators Kelley and Quimby, for the Committees on Coastwise Improvements and Finance, to whom was referred House Bill No. 193, An act providing for the acquisition of

the Hampton Harbor Toll bridge and for emergency construction for coastal and highway protection, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at one o'clock.

On motion of Senator Kelley the rules were suspended and the foregoing entitled bill was read a third time and passed.

On motion of Senator Murphy the rules were so far suspended as to permit the introduction of a committee report not previously advertised in the journal.

Senator Murphy for the Committee on Towns and Counties, to whom was referred House Bill No. 462 (In new draft), An act relating to salaries of Merrimack county officers, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

Senator Gale wished to be recorded as not in sympathy with the report of the majority.

The report was accepted and the resolution of the committee adopted.

Senator George, for the Committee on Engrossed Bills, to whom was referred House Bill No. 402, An act relating to the charter of the city of Dover, having considered the same, reported the same under joint rule No. 6 with the following amendment and recommended its passage.

Amend said bill by striking out Section 1 and inserting in place thereof the following:

1. *City of Dover*. Amend Chapter 329 of the Laws of 1929 by adding after Section 3 the following new section: 3-a. *Employment of Aldermen and Councilors*. No member of the board of aldermen or common council shall be employed by the city in any capacity where compensation is allowed, while acting as such member, and no board or commission established in said city and empowered to select subordinates shall, except where expressly authorized by law or ordinance creating it, select one of its own members for

any position to which a salary or other emolument is attached.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator George, for the Committee on Engrossed Bills, to whom was referred House Bill No. 479, An act relating to bounties on wild cats, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the first four lines thereof and inserting in place thereof the following:

1. *Bounties.* Amend Section 63 of Chapter 197 of the Public Laws, as inserted by Chapter 46 of the Laws of 1927, as amended by Chapter 120 of the Laws of 1929, by striking out said section and inserting in place thereof the following:

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 457, An act providing for emergency relief of unemployment in the State of New Hampshire by highway work, forestry work and general improvement work.

Senate Bill No. 52, An act relating to county audits.

House Bill No. 271, An act relative to the term of office of the street commissioner in the city of Dover.

HAVEN DOE,
For the Committee.

INTRODUCTION OF JOINT RESOLUTION

Senator Quimby, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following joint resolution which was read a first and second time, laid upon the table to be printed and referred to the Committee on Finance.

Senate Joint Resolution No. 14, Joint resolution providing for improvements at the State House.

On motion of the same Senator, the rules were further suspended, printing and reference to committee dispensed with and the foregoing joint resolution was read a third time and passed.

The President declared the Senate in recess until 12:58 this afternoon.

The Senate reassembled.

INTRODUCTION OF BILL AND JOINT RESOLUTION

Senator Heald, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 54, An act relating to non-resident circus motor vehicles.

On motion of the same Senator, the rules were further suspended, printing and reference to committee dispensed with, and the foregoing entitled bill was read a third time and passed.

Senator Jacobson, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following joint resolution which was read a first and second time, laid upon the table to be printed and referred to the Committees on Military Affairs and Finance.

Senate Joint Resolution No. 15, Joint resolution providing for the replacement of boilers in the Manchester and Nashua armories.

On motion of the same Senator, the rules were further suspended, printing and reference to committee dispensed with and the foregoing joint resolution was read a third time and passed.

COMMITTEE REPORTS

On motion of Senator Dale, the rules were so far suspended as to permit the introduction of two committee reports not previously advertised in the journal.

Senator Dale, for the Committee on the Judiciary, to whom was referred House Bill No. 481, An act relating to the New Hampshire intangible tax law, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at one o'clock.

Senator Dale, for the Committee on the Judiciary, to whom was referred House Bill No. 423, An act relating to expiration date of motor vehicle registrations, municipal permits and licenses for motor vehicle operators, with message attached, reports the following recommendation:

That the Senate recede from its position and concur with the House of Representatives on the report from the Committee on Conference.

On a *viva voce* vote, the Senate concurred.

On motion of Senator Cole, the rules were suspended and all business in order for this afternoon at one o'clock was made in order at the present time.

THIRD READING

The following entitled bill was read a third time and passed.

House Bill No. 481, An act relating to the New Hampshire intangible tax law.

(Recess)

The Senate reassembled.

HOUSE MESSAGE

Mr. President:

The House of Representatives has receded from its position of non-concurrence on the amendments offered by the Honorable Senate and has voted to adopt the amendments offered by the Committee of Conference in the adoption of which amendments the House of Representatives asks the concurrence of the Honorable Senate.

House Bill No. 417, An act providing for emergency relief of distress in the State of New Hampshire.

Amend said bill by striking out all after the enacting clause and inserting in place thereof the following:

1. *Poor Relief.* During the emergency resulting from the existing depression but not longer than December 31, 1934, there is hereby constituted a Director of Poor Relief. The Governor is hereby authorized to appoint said director and fix his compensation and may remove him for cause. All expenses incurred by said director under the provisions of this act shall be paid by the State treasurer from the emergency relief fund hereinafter provided for.

2. *Powers and Duties.* Said director shall have general charge of the administration of the poor relief provided for in this act, may make such rules and regulations as may be necessary for said administration, shall exercise a general supervision of the work in the State, and shall have such other powers and duties as may be necessary and reasonably required for the effective administration of this act.

3. *Poor Relief.* During the time when this act is in force said director is hereby directed to assume and exercise whenever and so far as it may be expedient all the authority and powers now vested in other agencies of the counties, cities or towns in respect to aid for persons who are poor and unable to support themselves, other than such persons as are cared for in institutions of the State and of the counties, and to grant or administer aid either by direct relief or employment projects in such manner and under such conditions as may be necessary.

4. *Administration.* For the effective administration of this act the director is hereby authorized to divide the State into administrative districts, provided such districts do not cut across county boundaries, and the director shall appoint a trained welfare worker to have general charge of the administration of poor relief under this act in each district and such other assistants as may be necessary and fix their compensation. Such workers and assistants shall be subject to supervision by the director and shall serve during the pleasure of the director. Said workers are hereby directed to consult with and employ in the administration of this act.

county commissioners, selectmen, overseers of the poor and other agencies of government having to do with poor relief so long as reasonably competent service is rendered by them and such officers and agencies are hereby directed to comply with such requests as said workers may make upon them within the scope of this act or existing statutes. The assistants employed by the director as herein provided other than the workers in charge in each district shall be residents of New Hampshire.

5. *Authority to Accept Funds.* The Governor and Council are hereby authorized on behalf of the State, to accept and to apply to the carrying out of the purposes of this act all moneys that may be advanced to, or otherwise placed at the disposal of, the State by the Federal government, or any of its agencies for the relief of distress or that may be donated to the State for that purpose by individuals, associations of individuals, partnerships or corporations.

6. *Bonds Authorized.* In order to supply the additional funds needed for carrying out the purposes of this act, the State treasurer is hereby authorized, in the discretion of the Governor and Council, to borrow in such amounts as may be determined by the Governor and Council upon the credit of the State six hundred thousand dollars (\$600,000) for the calendar year ending December 31, 1933 and one million, two hundred thousand dollars (\$1,200,000) for the calendar year ending December 31, 1934, and for that purpose may issue bonds or notes in the name of, and on behalf of the State at the lowest rate of interest obtainable, in such form, such denominations, at such dates of maturity and at such time as the Governor and Council may determine. Such bonds and notes shall be countersigned by the Governor and shall be deemed a pledge of the faith and credit of the State. The Secretary of State shall keep an account of all such bonds and notes countersigned by the Governor, showing the number and amount of each bond or note, the time of countersigning, the time when payable and date of delivery to the treasurer. The State treasurer shall keep an account of each bond and note, showing the number thereof, the

name of the person to whom sold, the amount received for the same, the date of the sale and the time when payable. The treasurer may negotiate and sell such bonds or notes by direction of the Governor and Council in such manner as they may determine most advantageous to the State.

7. *Emergency Relief Fund.* The money received from the sale of the bonds or notes authorized by Section 6 hereof, and all moneys received by the State as provided in Section 5 hereof, shall be deposited with the State treasurer to the credit of a special fund to be known as the Emergency Relief Fund and paid out by him upon warrants drawn by the Governor for the purposes of this act alone; provided that any moneys remaining to the credit of such fund after the termination of the period during which this act is in force, and after all obligations against such fund have been liquidated shall be held by the State treasurer and applied to the payment of the bonds or notes issued hereunder.

8. *Accounts; Allocation of Payments.* The director under the supervision of the Governor shall cause to be kept an accurate account of all moneys received to be credited to the said special fund and of all payments made therefrom. The accounts shall be of such a character as will distinguish the payments made in the form of direct relief of persons in the several counties, cities and towns and the Governor and Council shall have the power to make rules and regulations relative to the allocation of payments for such relief to the several counties, cities and towns; provided that not less than ninety thousand dollars from the proceeds of the sale of the bond issue provided for herein shall be allocated to any county including its cities and towns if sums totalling such amount are requested by the county commissioners; and provided further that not less than five per cent of the balance of the Emergency Relief Fund other than the proceeds of the bond issue shall be allocated to any county including its cities and towns if sums totalling such amount are requested by the county commissioners and need therefor is shown.

9. *Reimbursements of Fund by Counties, Cities and*

Towns. All expenditures in carrying out the purpose of this act shall be made in the first instance from said emergency fund but the several counties, cities and towns shall, from time to time, reimburse said fund for all expenditures allocated to said counties, cities and towns to the extent of twenty-five per cent thereof. For the purpose of fixing tax rates and tax assessments of the several counties, cities and towns the director and the county commissioners are authorized to estimate the amount to be charged to each county, city and town and to instruct the tax commission in regard thereto. The county conventions shall take into account in making their appropriations the amounts expended and debts incurred prior to the passage of this act for the purpose of poor relief, together with such reimbursements to the State as the county is required to make under the provisions of this act.

The selectmen of towns and mayors of cities are hereby authorized and shall, upon instructions from the tax commission, direct the fixing of tax rates and the assessment of taxes, so that only such amounts shall be raised for the relief of the poor of the town or city as will equal the amounts expended and the debts incurred for poor relief prior to the passage of this act, together with the reimbursements to the State as the city or town is required to make under the provisions of this act. In the administering and for the purposes of this act alone the director shall have the power to determine what persons are poor and unable to support themselves, and to provide a procedure for the determination of all questions arising relative thereto, and to make agreements with other States in respect to the aid of, or the reimbursement for aid granted to, persons not residents for a length of time as determined in such agreements, of the State in which they happen to be at the time the aid is sought by or given to them.

10. *Termination of State of Emergency.* The Governor, with the advice and consent of the Council, may at any time declare the termination of the emergency for the meeting of which this act is passed, but failing such declaration such emergency shall be deemed to be terminated on December

31, 1934; and upon such termination the director shall cease to have the powers and duties by this act conferred upon him and the affairs of the organization set up for the administration of this act shall be wound up and liquidated.

11. *Report.* On the termination of the emergency the director shall cause to be prepared and submitted to the General Court a report setting forth an account of all payments into and from said special fund and of all operations had in carrying out the provisions of this act.

12. *Suspension of Laws.* All acts and parts of acts inconsistent herewith are hereby suspended while this act is in effect.

13. *Takes Effect.* This act shall take effect upon its passage.

On motion of Senator Heald the Senate voted to concur in the amendment.

On motion of Senator Jacobson the Senate adjourned until tomorrow morning at 10 o'clock.

WEDNESDAY, JUNE 14, 1933.

The Senate met according to adjournment.

LEAVES OF ABSENCE

Senator Whitcomb was granted leave of absence for the day on account of important business.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bill in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 470, An act relating to weights and measures.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its amendments to the following bill.

House Bill No. 449, An act relating to borrowing by counties.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bill and joint resolution.

Senate Joint Resolution No. 12, Joint resolution in favor of the town of Lincoln.

Senate Bill No. 47, An act in amendment of Chapter 99, Section 21, Session Laws of 1933, relating to permit fees for the sale of malt beverages.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills.

House Bill No. 277, An act relating to the issue of bonds to refund certain short term notes.

House Bill No. 402, An act relating to the charter of the city of Dover.

House Bill No. 479, An act relating to bounties on wild cats.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bill with amendment in the passage of which amendment the House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 41, An act to amend the charter of the city of Portsmouth.

Amend said bill by striking out wherever they may occur the figures 1933 and substituting therefor the figures 1934; further amend by striking out the figures 1934 wherever they may occur and substituting therefor the figures 1935.

Further amend said bill by adding at the end thereof a new Section 12 to read as follows:

12. *Referendum.* This act shall not take effect unless it is adopted by a majority vote of the legal voters of Portsmouth, at the regular city election to be holden in the city of Portsmouth on the second Tuesday in December, 1933. The selectmen of the several wards in said city shall insert

in their warrants an article as follows, "Shall the provisions of an act entitled An act relative to the election of city and ward officers in the city of Portsmouth, be adopted?" The ballots shall bear on their face the question, "Shall the provisions of an act entitled An act relative to the election of city and ward officers in the city of Portsmouth, be adopted?" Beneath said question shall be printed the word "Yes" and the word "No," with a square immediately opposite each of said words, and the voter shall indicate his choice by making a cross in the appropriate square. The mayor and council shall meet at two o'clock in the afternoon on the second day after the election, at the council chamber, and the city clerk at that time shall lay before them the returns and declare the result, which shall be duly recorded by the city clerk. If it shall appear that a majority of those voting at said election have voted in the affirmative, the act shall be declared to have been adopted.

On motion of Senator Dale, the Senate voted to refer the foregoing entitled bill with its amendment to the Committee on the Judiciary.

The message further stated that the House of Representatives had adopted the report of the Committee of Conference on House Bill No. 347, An act relating to surety companies, and had voted to adhere to its position of non-concurrence.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following bill, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

House Bill No. 422, An act authorizing the relief of persons and corporations by suspending such attachment, execution sale and mortgage foreclosure proceedings as work unjust hardship by reason of abnormal economic conditions.

Amend Section 3 of said bill by adding after the figure "215" the words and figures, of the Public Laws and Chapter 217, and by adding after the word "Laws" the words and figures, as amended by Chapter 88 of the Laws of 1927.

On motion of Senator Doe, the Senate voted to concur with

the House of Representatives in the adoption of the foregoing amendment.

The message further stated that the House of Representatives had voted to adopt the report of the Committee of Conference on House Bill No. 188, An act providing for the purchase of certain land in the town of Tamworth.

On motion of Senator Doe, the Senate voted to concur with the House of Representatives in the adoption of the report of the Committee of Conference on the foregoing entitled bill.

The message further stated the House of Representatives had voted to adopt the report of the Committee of Conference on House Bill No. 79, An act providing for an employees dormitory at the State hospital.

On motion of Senator Doe, the Senate voted to concur with the House of Representatives in the adoption of the following amendment offered by the Committee of Conference on the foregoing entitled bill.

Amend Section 4 by inserting after the word "used" the words, as far as practically possible, so that said section as amended shall read:

4. In the construction or alteration of this dormitory at the State hospital, New Hampshire material shall be used as far as practically possible, and New Hampshire labor is recommended.

The message further stated that the House of Representatives had voted to adopt the report of the Committee of Conference on House Bill No. 477, An act providing for a cow barn at the Laconia State school.

On motion of Senator Doe the Senate voted to recede from its position and adopt the following amendment offered by the Committee of Conference on the foregoing entitled bill.

Amend Section 4 by adding at the end thereof the words, so far as practicable, so that said section as amended shall read as follows:

4. In the construction or alteration of this barn at the Laconia State school, New Hampshire material shall be used

and New Hampshire labor is recommended so far as practicable.

The message further stated that the House of Representatives had acceded to the request of the Honorable Senate for a Committee of Conference on Senate Bill No. 44, An act relative to emergency appropriations and the Speaker has appointed as members on the part of the House, Messrs. Hunter of Wolfeboro, Wadleigh of Milford and Doone of Henniker.

The message further stated that the House of Representatives had refused to concur in the passage of the following bill with amendments and asked for a Committee of Conference.

House Bill No. 458, An act to enlarge the authority, powers and jurisdiction of the Public Service Commission.

The Speaker has appointed as members on the part of the House Messrs. Baker of Concord, Weston of Milford, and Keefe of Dover.

On motion of Senator Dale the Senate voted to accede to the request of the House of Representatives for a Committee of Conference on the foregoing entitled bill and the President named as members of such committee on the part of the Senate, Senators Dale and Kelley.

READ AND REFERRED

The following bill sent up from the House of Representatives was read a first and second time and referred to the Committee on the Judiciary.

House Bill No. 470, An act relating to weights and measures.

COMMITTEE REPORTS

On motion of Senator Gale, the rules were so far suspended as to permit the introduction of a committee report not previously advertised in the journal.

Senators Gale and Quimby, for the Committees on Public Improvements and Finance to whom was referred House Joint Resolution No. 128, Joint resolution for the improve-

ment of the main road from Antrim center on the Franklin Pierce highway having considered the same, reported the same without amendment and recommended its passage.

The report was accepted, and the bill ordered to a third reading this afternoon at one o'clock.

On motion of the same Senator, the rules were further suspended, and the bill read a third time and passed.

On motion of Senator Quimby, the rules were so far suspended as to permit the introduction of a committee report not previously advertised in the journal.

Senator Quimby, for the Committee on Finance, to whom was referred House Joint Resolution No. 140, Joint resolution to establish a recess commission to study real estate transactions, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the joint resolution ordered to a third reading this afternoon at one o'clock.

On motion of the same Senator, the rules were further suspended and the bill was read a third time and passed.

Senator George, for the Committee on Engrossed Bills, to whom was referred House Bill No. 481, An act relating to the New Hampshire intangible tax law, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the word "on" wherever it occurs in the third, sixth, seventh, eighteenth and nineteenth lines and inserting in said places the word, from. Further amend said Section 1 by striking out the figure and words "3. *What Taxable*. Income of the following described classes is taxable."

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills:

House Bill No. 193, An act providing for the acquisition

of the Hampton Harbor Toll bridge and for emergency construction for coastal and highway protection.

House Bill No. 417, An act providing for emergency relief of distress in the State of New Hampshire.

HAVEN DOE,
For the Committee.

INTRODUCTION OF BILLS

Senator Calef, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on Transportation.

Senate Bill No. 55, An act relating to the carriage of property for hire by motor vehicles.

On motion of the same Senator, the rules were suspended, printing and reference to committee dispensed with and the foregoing entitled bill was read a third time and passed.

Senator Alexander, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 56, An act relative to the issue of notes by the county of Merrimack.

On motion of the same Senator, the rules were further suspended, printing and reference to committee dispensed with and the foregoing entitled bill was read a third time and passed.

(Recess)

The Senate reassembled.

On motion of Senator Dale the order whereby the following entitled bill was referred to the Committee on the Judiciary was vacated and the bill was read a third time and passed.

House Bill No. 470, An act relating to weights and measures.

On motion of Senator Dale the order whereby the follow-

ing entitled bill was referred to the Committee on the Judiciary was vacated and the Senate concurred with the House of Representatives in the adoption of its amendments.

Senate Bill No. 41, An act to amend the charter of the city of Portsmouth.

The President declared the Senate in recess until 12:58 p.m.

The Senate reassembled.

COMMITTEE REPORTS

On motion of Senator Dale, the rules were so far suspended as to permit the introduction of a committee report not previously advertised in the journal.

Senator Jacobson, for the Committee on Revision of Laws, to whom was referred House Bill No. 442, An act relating to the pay of jurors, having considered the same, reported the same with the following resolution:

Resolved, That it is inexpedient to legislate.

The report was accepted and the resolution of the committee adopted.

On motion of Senator Quimby, the rules were so far suspended as to permit the introduction of two committee reports not previously advertised in the journal.

Senator Quimby, for the Committee on Finance, to whom was referred House Bill No. 455, An act making appropriation for the expenses of the State of New Hampshire for the year ending June 30, 1934, having considered the same, reported the same with the following amendment and recommended its passage.

Amend by striking out in line 8 the figures, \$6,025.00, and substituting therefor the figures, \$3,865.00.

Further amend by striking out in line 9 the figures, \$4,370.00, and substituting therefor the figures, \$2,660.00.

Further amend by striking out lines 14 and 15.

Further amend by striking out in line 16 the figures, \$122,285.00, and substituting therefor the figures, \$80,125.00.

Further amend by striking out in line 30 the figures, \$3,480.00, and substituting therefor the figures, \$3,700.00.

Further amend by striking out in line 39 the figures, \$75,221.00, and substituting therefor the figures, \$75,483.00.

Further amend by striking out line 58, "Aid for Agricultural Fairs, \$2,075.00," and substituting therefor, "Aid for Agricultural Fairs in New Hampshire, \$3,000.00."

Further amend by striking out in line 86 the figures, \$88,733.00, and substituting therefor the figures, \$89,658.00.

Further amend by striking out in line 102 the figures, \$500.00, and substituting therefor the figures, \$1,000.00.

Further amend by striking out in line 104 the figures, \$5,000.00, and substituting therefor the figures, \$4,000.00.

Further amend by striking out in line 108 the figures, \$2,000.00, and substituting therefor the figures, \$4,000.00.

Further amend by striking out in line 109 the figures, \$61,084.00, and substituting therefor the figures, \$62,584.00.

Further amend by striking out in line 112 the figures \$11,075.00, and substituting therefor the figures \$10,575.00.

Further amend by adding a new line after line 113, 113a. Safe \$500.00.

Further amend by striking out in line 114 the figures \$18,165.00 and substituting therefor the figures \$17,665.00.

Further amend by striking out in line 135 the figures, \$4,468.00, and substituting therefor the figures \$3,088.00.

Further amend by striking out in line 137 the figures \$21,858.00, and substituting therefor the figures \$20,478.00.

Further amend by striking out in line 145 the figures \$18,540.00, and substituting therefor the figures \$15,082.00.

Further amend by striking out in line 147 the figures \$44,365.00, and substituting therefor the figures \$40,907.00.

Further amend by striking out in line 150 the figures \$6,125.00, and substituting therefor the figures \$6,075.00.

Further amend by striking out in line 152 the figures \$13,340.00, and substituting therefor the figures \$13,290.00.

Further amend by canceling line 263, steam boiler expense, \$10,000.00.

Further amend by striking out in line 264 the figures

\$644,209.00, and substituting therefor the figures \$634,209.00.

Further amend by striking out in line 325 the figures \$104,400.00, and substituting therefor the figures \$90,000.00.

Further amend by striking out in line 353 the figures \$14,863.00, and substituting therefor the figures \$12,000.00.

Further amend by adding after line 355 a new line numbered 355a, "For Cancer Clinics \$5,000.00."

Further amend by striking out in line 363 the figures \$71,773.00, and substituting therefor the figures \$68,910.00.

Further amend by striking out in line 394 the figures \$30,910.00, and substituting therefor the figures \$26,674.00.

Further amend by striking out in line 396 the figures \$44,236.00, and substituting therefor the figures \$40,000.00.

Further amend by striking out in line 400 the figures \$8,920.00, and substituting therefor the figures \$5,920.00.

Further amend by striking out in line 401 the figures \$5,340.00, and substituting therefor the figures \$3,165.00.

Further amend by striking out in line 402 the figures \$17,185.00, and substituting therefor the figures \$12,000.00.

Further amend by adding after line 410 line 410a, Institutes, \$500.00.

Further amend by striking out in line 411 the figures \$9,360.00, and substituting therefor the figures \$9,860.00.

Further amend by striking out in line 425 the words, "clerical expense" and substituting therefor the words, "personal expense."

Further amend by striking out in line 429 the words "clerical expense," and substituting therefor the words, "personal expense."

Further amend by striking out line 440, "For Cancer Commission \$25,000.00."

Further amend by striking out in line 442 the figures \$300.00 and substituting therefor the figures \$2,000.00.

Further amend by adding after line 448, line 449, "Old Home Week Association, \$300.00."

Amend said bill by adding at the end of Section 1 the following:

In addition to the sums hereinbefore appropriated there is hereby appropriated the sum of sixty thousand dollars, or such part of said sum as may be necessary, to be allotted to the various departments for the appropriations for salaries so that each clerk and employee now receiving fifteen hundred dollars or less, whose salary by the above appropriations has been cut ten per cent, shall receive the full amount now received without said cut, and each clerk and employee now receiving more than fifteen hundred dollars shall not receive a cut reducing said salary below fifteen hundred dollars.

The report was accepted, amendment adopted and the bill ordered to a third reading this afternoon at one o'clock.

On motion of the same Senator, the rules were further suspended and the foregoing entitled bill was read a third time and passed.

Senator Quimby, for the Committee on Finance, to whom was referred House Bill No. 456, An act making appropriation for the expenses of the State of New Hampshire for the year ending June 30, 1935, having considered the same, reported the same with the following amendment and recommended its passage.

Amend said bill by striking out in line 9 the figures \$6,025.00, and substituting therefor the figures \$3,865.00.

Further amend by striking out in line 10 the figures \$4,370.00, and substituting therefor the figures, \$2,660.00.

Further amend by striking out line 15 and 16.

Further amend by striking out in line 17 the figures, \$124,235.00, and substituting therefor the figures, \$80,125.00.

Further amend by striking out in line 58 "Aid for Agricultural Fairs, \$2,075.00," and substituting therefor "Aid for Agricultural Fairs in New Hampshire, \$3,000.00."

Further amend by striking out in line 85 the figures, \$87,230.00, and substituting therefor the figures, \$87,948.00.

Further amend by striking out in line 102 the figures, \$500.00, and substituting therefor the figures, \$1,000.00.

Further amend by striking out in line 109 the figures, \$61,654.00, and substituting therefor the figures, \$62,154.00.

Further amend by striking out in line 114 the figures, \$17,-665.00, and substituting therefor the figures, \$17,165.00.

Further amend by striking out in line 135 the figures, \$4,468.00, and substituting therefor the figures, \$3,088.00.

Further amend by striking out in line 137 the figures, \$18,-708.00, and substituting therefor the figures, \$17,328.00.

Further amend by striking out in line 145 the figures, \$19,-040.00, and substituting therefor the figures \$15,582.00.

Further amend by striking out in line 147 the figures, \$44,865.00, and substituting therefor the figures, \$41,407.00.

Further amend by striking out in line 150 the figures, \$6,125.00, and substituting therefor the figures, \$6,075.00.

Further amend by striking out in line 152 the figures, \$13,535.00, and substituting therefor the figures, \$13,485.00.

Further amend by striking out in line 324 the figures, \$100,-800.00, and substituting therefor the figures, \$90,000.00.

Further amend by striking out in line 353 the figures, \$14,-863.00, and substituting therefor the figures, \$12,000.00.

Further amend by adding after line 355 a new line 355a. Cancer Clinics, \$10,000.00.

Further amend by striking out in line 363 the figures, \$73,768.00, and substituting therefor the figures, \$80,905.00.

Further amend by striking out in line 394 the figures, \$30,-910.00, and substituting therefor the figures, \$26,674.00.

Further amend by striking out in line 396 the figures, \$44,-236.00, and substituting therefor the figures, \$40,000.00.

Further amend by striking out in line 400 the figures, \$8,920.00, and substituting therefor the figures, \$5,920.00.

Further amend by striking out in line 401 the figures, \$5,340.00, and substituting therefor the figures, \$3,155.00.

Further amend by striking out in line 402 the figures, \$17,-185.00, and substituting therefor the figures, \$12,000.00.

Further amend by adding after line 410 the line 410a. Institutes, \$500.00.

Further amend by striking out in line 411 the figures, \$9,765.00, and substituting therefor the figures, \$10,265.00.

Further amend by striking out in line 425 the words, "clerical expense" and substituting therefor the words, "personal

expense" and by striking out in line 429 the words "clerical expense," and substituting therefor the words, "personal expense."

Further amend the bill by striking out in line 442 the figures \$300 and inserting in place thereof the figures \$1,000.00.

Further amend by adding after line 448, line 449. Old Home Week Association, \$300.00.

Amend said bill by adding at the end of Section 1 the following:

In addition to the sums hereinbefore appropriated there is hereby appropriated the sum of sixty thousand dollars, or such part of said sum as may be necessary, to be allotted to the various departments for the appropriations for salaries so that each clerk and employee now receiving fifteen hundred dollars or less, whose salary by the above appropriations has been cut ten per cent, shall receive the full amount now received without said cut, and each clerk and employee now receiving more than fifteen hundred dollars shall not receive a cut reducing said salary below fifteen hundred dollars.

Amend Section 2 by striking out the figures, 1935, and substituting therefor the figures, 1934.

The report was accepted, amendment adopted and the bill ordered to a third reading this afternoon at one o'clock.

On motion of the same Senator, the rules were further suspended, and the bill read a third time and passed.

(Recess)

The Senate reassembled.

On motion of Senator Foley the Senate adjourned.

AFTERNOON

On motion of Senator Cole, the following resolution was adopted.

WHEREAS, It appears that all necessary legislative work may easily be accomplished by Friday, June 16th, instant, therefore be it

Resolved, By the Senate, the House of Representatives concurring, that the present session of the legislature be

brought to final adjournment on Friday, June 16th, instant, at five o'clock in the afternoon; and be it further

Resolved, That all reports, bills and joint resolutions pending at that time in either branch of the legislature, with the exception of such as have been referred to the next session of the legislature, be indefinitely postponed.

(Recess)

The Senate reassembled.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has refused to concur with the Honorable Senate in the passage of the following bills:

House Bill No. 455, An act making appropriations for the expenses for the State of New Hampshire for the year ending June 30, 1934.

House Bill No. 456, An act making appropriations for the expenses for the State of New Hampshire for the year ending June 30, 1935, and asks for a Committee of Conference.

The Speaker has appointed as members of such committee on the part of the House, Messrs. Hunter of Hanover, Shaw of Chichester and Osborne of Sunapee.

On motion of Senator Calef, the Senate voted to accede to the request of the House of Representatives for a Committee of Conference and the President appointed as members of such committee on the part of the Senate, Senators McLean and Alexander.

On motion of Senator Jacobson, the Senate adjourned.

THURSDAY, JUNE 15, 1933.

The Senate met according to adjournment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bill and joint resolution, in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 467, An act relating to penalty for kidnapping.

House Joint Resolution No. 144, Joint resolution in favor of Katherine P. Foster.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bills:

Senate Bill No. 51, An act relative to marathon and other competition dances.

Senate Bill No. 54, An act relating to non-resident circus motor vehicles.

Senate Bill No. 55, An act relating to the carriage of property for hire by motor vehicles.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill.

House Bill No. 481, An act relating to the New Hampshire intangible tax law.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bills with amendment in the passage of which the House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 9, An act relating to licenses to administrators and executors to sell real estate.

Amend Chapter 305 of the Public Laws by inserting after Section 17 the following:

17-a. *License for Distribution.* Unless the will otherwise provides, the judge on petition of an administrator or executor together with the written consent of the widow or widower and the heirs-at-law or devisees, or the guar-

dians or conservators of such of them as are under disability, may grant a license to sell the whole or any part of the real estate of a decedent, in such manner and upon such notice as the judge shall order. Before such license is granted the petitioner shall file an affidavit of the names and addresses of all persons known to him as having or claiming any interest in said real estate. Sections 10, 11, 14 and 15 of this chapter shall apply to licenses and sales herein authorized.

17-b. *Title; Accounting.* Any sale made under such license shall convey title to said real estate free from all claims of creditors of the decedent and of all other persons claiming under the decedent or under his will, but the claims of all such persons shall be a charge upon the proceeds of the sale. The proceeds of such sale shall be accounted for to the probate court and, except for such deductions as the court may make for the payment of debts, legacies, inheritance taxes and expenses of administration shall be paid over on distribution of the estate to the person or persons who would have been entitled to such real estate and in the proportions to which they would have been entitled had it not been sold.

2. *Repeal.* Chapter 68 of the Laws of 1929 is hereby repealed.

3. *Takes Effect.* This act shall take effect upon its passage.

On motion of Senator Dale, the Senate concurred with the House of Representatives in the adoption of the foregoing amendments.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bill with amendment in the passage of which the House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 40, An act relative to the term of county officers for Strafford county.

Amend Section 2 of said bill by striking out the word "January" in line 16 and inserting in place thereof the word, April, so that said section as amended shall read as follows:

2. —. The sheriff, solicitor, county treasurer, register of deeds, register of probate and county commissioners of Strafford county elected at the November election, 1932, shall hold their respective offices until April first, 1935.

On motion of Senator Doe, the Senate concurred with the House of Representatives in the adoption of the foregoing amendments.

READ AND REFERRED

The following bill and joint resolution sent up from the House of Representatives were read a first and second time and referred

To the Committee on the Judiciary,

House Bill No. 467, An act relating to penalty for kidnapping.

To the Committee on Claims and Finance,

House Joint Resolution No. 144, Joint resolution in favor of Katherine P. Foster.

On motion of Senator Chesley, the rules were suspended, reference to committee dispensed with, and the foregoing joint resolution was read a third time and passed.

COMMITTEE REPORTS

Senator George, for the Committee on Engrossed Bills, to whom was referred House Bill No. 79, An act providing for an employees' dormitory at the State hospital, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend said bill by striking out all after Section 3 and inserting in place thereof the following:

4. *Material and Labor.* In the construction of the dormitory authorized by this act it is recommended that New Hampshire material and labor shall be used so far as is practical.

5. *Short Term Notes.* Prior to the issuance of the bonds hereunder, the treasurer, under the direction of the Governor and Council, may for the purposes hereof borrow

money from time to time on short term loans to be refunded by the issuance of the bonds hereunder, provided however that at no one time shall the indebtedness of the State on such short term loans exceed the sum of one hundred thirty thousand dollars.

6. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, the amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator George, for the Committee on Engrossed Bills, to whom was referred House Bill No. 477, An act providing for a cow barn at the Laconia State school, having considered the same, reported the same under joint rule No. 6 with the following amendment and recommended its passage.

Amend said bill by striking out all after Section 3 and inserting in place thereof the following:

4. *Material and Labor.* In the construction or alteration of the barn authorized by this act it is recommended that New Hampshire material and labor shall be used so far as is practical.

5. *Short Term Notes.* Prior to the issuance of the bonds hereunder, the treasurer, under the direction of the Governor and Council, may for the purposes hereof borrow money from time to time on short term loans to be refunded by the issuance of the bonds hereunder, provided however that at no one time shall the indebtedness of the State on such short term loans exceed the sum of twenty-four thousand dollars.

6. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator George, for the Committee on Engrossed Bills, to whom was referred House Joint Resolution No. 128, Joint resolution for the improvement of the main road from Antrim Center to the Franklin Pierce highway, having considered the

same, reported the same under joint rule No. 6 with the following amendment and recommended its passage.

Amend said resolution by inserting after the word "years" in the seventh line the words, for the same purpose.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

BILLS ENGROSSED

The Committee on Engrossed Bills has examined and found correctly engrossed the following entitled bills and joint resolutions:

House Bill No. 188, An act providing for the purchase of certain land in the town of Tamworth.

House Bill No. 277, An act relating to the issue of bonds to refund certain short-time notes.

House Bill No. 402, An act relating to the charter of the city of Dover.

House Bill No. 422, An act authorizing the relief of persons and corporations by suspending such attachment, execution sale and mortgage foreclosure proceedings as work unjust hardship by reason of abnormal economic conditions.

House Bill No. 423, An act relating to an extended use of 1933 and 1934 number plates on motor vehicles.

House Bill No. 470, An act relating to weights and measures.

House Bill No. 479, An act relating to bounties on wild cats.

Senate Joint Resolution No. 12, Joint resolution in favor of the town of Lincoln.

House Joint Resolution No. 140, Joint resolution to establish a recess commission to study real estate transactions.

HAVEN DOE,

For the Committee.

Senator Kelley called for unfinished business, it being

Reconsideration of vote on Senate Bill No. 50, An act relating to the definition of beverages.

Senator Kelley demanded a roll call.

The question being stated:

Shall the vote on the foregoing entitled bill be reconsidered?

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative:

Senators Kelley, Dickson, Gale, Bouthillier, Steele, George, Jacobson, Murphy, Foley, Martel, Doe, Calef, Cole and Dale.

The following named Senators voted in the negative:

Senators McLean, Sanborn, Quimby, Whitcomb, Chesley, Houghton, Cummings, Heald and Bixler.

Fourteen Senators having voted in the affirmative and nine Senators having voted in the negative, the affirmative prevailed and the motion to reconsider was adopted.

The question being stated:

Shall the report of the minority, inexpedient to legislate, be substituted for that of the majority, ought to pass with amendment?

Senator Kelley demanded a roll call.

The Clerk proceeded to call the roll.

The following named Senators voted in the affirmative:

Senators McLean, Sanborn, Quimby, Whitcomb, Chesley, Houghton, Cummings, Heald, George and Bixler.

The following named Senators voted in the negative:

Senators Kelley, Dickson, Gale, Bouthillier, Steele, Jacobson, Murphy, Foley, Martel, Doe, Calef, Cole and Dale.

Ten Senators having voted in the affirmative and thirteen Senators having voted in the negative, the negative prevailed and the motion to substitute was lost.

The question being stated:

Shall the amendment offered by a majority of the committee be adopted?

Amend title of bill by striking out the whole of it and inserting in place thereof "An act relating to the alcoholic content of certain beverages."

Further amend by inserting in Section 1 in the fourth line after the words, "United States," the words, "and further

provided that the State of New Hampshire was one of the States to vote in favor of repeal."

And, further amend in same section by striking out the words, "as is allowed under the Federal law," after the word "content," in line 5, and inserting in place thereof the words, "of not more than 6% by volume," so that said section as amended shall read as follows:

Section 1. Amend paragraph XV of Section 1 of Chapter 99 of the Laws of 1933 by adding at the end of said paragraph the following: Provided that upon repeal of the eighteenth amendment to the Constitution of the United States and further provided that the State of New Hampshire was one of the States to vote in favor of repeal, beverages as herein defined may be of such alcoholic content of not more than 6% by volume; so that said paragraph as amended shall read as follows:

XV. "Beverage," any beer, lager beer, ale, porter, wine, similar fermented malt or vinous liquors and fruit juices containing one per cent or more of alcohol by volume and not more than three and two-tenths per cent of alcohol by weight or four per cent of alcohol by volume at sixty degrees Fahrenheit. Provided that upon repeal of the eighteenth amendment to the Constitution of the United States and further provided that the State of New Hampshire was one of the States to vote in favor of repeal, beverages as herein defined may be of such alcoholic content of not more than 6% by volume.

On a *viva voce* vote the affirmative prevailed, the amendment was adopted, and the bill ordered to a third reading this afternoon at one o'clock.

On motion of Senator Kelley, the rules were suspended and the foregoing entitled bill was read a third time and passed.

(Recess)

The Senate reassembled.

INTRODUCTION OF BILL

Senator Quimby, under a suspension of the rules, sixteen Senators having actually voted in favor thereof, introduced

the following entitled bill which was read a first and second time, laid upon the table to be printed and referred to the Committee on the Judiciary.

Senate Bill No. 57, An act relative to highway relief bonds.

On motion of the same Senator, the rules were further suspended, printing and reference to committee dispensed with and the foregoing entitled bill was read a third time and passed.

COMMITTEE REPORT

Senator George, for the Committee on Engrossed Bills, to whom was referred Senate Bill No. 41, An act to amend the charter of the city of Portsmouth, having considered the same, reported the same under joint rule No. 6 with the following amendment and recommended its passage.

Amend Section 12 of said bill by striking out the words "relative to the election of city and ward officers in the city of Portsmouth" where it occurs in the ninth, tenth, thirteenth and fourteenth lines and inserting in both places thereof the words, to amend the charter of the city of Portsmouth, approved at the 1933 session of the legislature.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

The President declared the Senate in recess until 12:58 p.m.

(Recess)

The Senate reassembled.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bill in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 483, An act to authorize applications to the United States government for aid.

READ AND REFERRED

The following entitled bill sent up from the House of Representatives was read a first and second time and referred to the Committees on Judiciary and Finance.

House Bill No. 483, An act to authorize applications to the United States government for aid.

(Recess)

The Senate reassembled.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives refuses to concur with the Senate in the passage of the following bill.

Senate Bill No. 37, An act relating to insane persons.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bills and joint resolutions.

Senate Bill No. 42, An act relating to the care of the Hannah Dustin monument.

Senate Joint Resolution No. 9, Joint resolution for the improvement of a certain road in the town of Harrisville.

Senate Joint Resolution No. 11, Joint resolution providing for the improvement of certain road in the town of Wilton.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills and joint resolutions:

House Bill No. 79, An act providing for an employees' dormitory at the State hospital.

House Joint Resolution No. 128, Joint resolution for the improvement of the main road from Antrim center on the Franklin Pierce highway.

House Bill No. 477, An act providing for a cow barn at the Laconia State school.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following bill, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

Senate Bill No. 47, An act in amendment of Chapter 99, Section 21, Session Laws of 1933, relating to permit fees for the sale of malt beverages.

Amend the title of said bill by striking out the same and inserting in place thereof the following:

An act relating to fees for the sale of malt beverages.

Amend said bill by striking out all after the enacting clause and inserting the following:

1. *Club Permits.* Amend Section 21 of Chapter 99 of the Laws of 1933 by striking out said section and inserting in place thereof the following: 21. *Fees.* The fees required for permits issued pursuant to the provisions of this act shall be as follows: For each on-sale permit, except permits for clubs, one hundred dollars per annum which sum shall accompany the application for such permit plus one dollar for every barrel of beverages containing not more than thirty-one gallons or the equivalent thereof sold by the permittee and to be paid on or before the tenth day of each month to the commission for beverages sold by the permittee during the preceding calendar month; for each on-sale permit for clubs, twenty-five dollars per annum which sum shall accompany the application for such permit plus one dollar for every barrel of beverages containing not more than thirty-one gallons or the equivalent thereof sold by the permittee and to be paid on or before the tenth day of each month to the commission for beverages sold by the permittee during the preceding calendar month; for each off-sale permit fifty dollars per annum which sum shall accompany the application for such permit plus one dollar for every barrel of beverages containing not more than thirty-one gallons or the equivalent thereof sold by the permittee and to be paid on or before the tenth day of each month to the commission for beverages sold by the permittee during the pre-

ceding calendar month, provided that the commission may in its discretion remit such part of said annual fee as it shall determine to permittees operating only during the summer season; for each manufacturer's permit two thousand dollars per annum; for each wholesaler's permit five hundred dollars per annum; for each solicitor's permit five dollars per annum; for each vehicle permit one dollar per annum; for each carrier permit twenty-five dollars per annum which shall cover all rolling stock and vehicles of such permittee; for each vessel permit twenty-five dollars per annum; for each dining-car permit one hundred dollars per annum which shall be issued to the railroad corporation and for each special permit one dollar. The required permit fee shall accompany the application required by this act. A permit issued under this act other than special permits shall expire April thirtieth of each year unless sooner revoked for cause by the commissioners. Permits shall not be transferred except with the consent of the commissioners and each permit (except a solicitor's permit) shall designate the place of business for which it is issued.

2. *Repayment.* If prior to the passage of this act, any permittee has paid a permit fee in excess of the amount required by Section 1 hereof said permittee shall be entitled, upon application within thirty days but not afterwards, to a repayment of the excess paid and the State treasurer is hereby authorized to repay to said permittee said amount, as determined by the commission, from the income received from the provisions of the act regulating the manufacture, transportation and sale of certain alcoholic beverages.

3. *Takes Effect.* This act shall take effect upon its passage.

On motion of Senator George, the Senate voted to concur with the House of Representatives in its adoption of the foregoing amendments.

COMMITTEE REPORTS

On motion of Senator Dale, the rules were so far suspended as to permit the introduction of a committee report not previously advertised in the journal.

Senators Quimby and Dale, for the Committees on Finance and the Judiciary, to whom was referred House Bill No. 483, An act to authorize applications to the United States government for aid, having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at one o'clock.

On motion of the same Senator, the rules were further suspended, and the foregoing entitled bill was read a third time and passed.

REPORT OF THE COMMITTEE OF CONFERENCE

The Committee of Conference, to whom was referred Senate Joint Resolution No. 2, Joint resolution in favor of the estate of George Quinn, reported the same with the recommendation that the House recede from adoption of its amendment and the Senate recede from its position of non-concurrence and recommend that the following amendment be adopted:

Amend by striking out all after the resolving clause and substituting therefor the following: That the sum of one thousand dollars (\$1,000) be allowed and paid to Martha Quinn in full payment for the death of her husband, George Quinn, while employed by the State as an attendant at the State hospital. The Governor is hereby authorized to draw his warrant for the same out of any money in the treasury not otherwise appropriated.

O. V. HENDERSON,
F. H. PEASLEE,
ROBERT W. PINGREE,
House Conferees.
CHARLES M. DALE,
A. C. ALEXANDER,
Senate Conferees.

The question being stated:

Shall the report of the Committee of Conference be adopted?

On a *viva voce* vote the affirmative prevailed and the report was adopted.

COMMITTEE REPORT

Senator George, for the Committee on Engrossed Bills to whom was referred Senate Bill No. 9, An act relating to licenses to administrators and executors to sell real estate, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the first three lines of said section and inserting in place thereof the following:

1. *Real Estate.* Amend Section 17-a of Chapter 305 of the Public Laws, as inserted by Chapter 68 of the Laws of 1929, by striking out said section and inserting in place thereof the following:

Further amend said Section 1 of said bill by adding after the twenty-fourth line the following:

2. *Amendment.* Amend Section 17-b of said Chapter 305, as inserted by Chapter 68 of the Laws of 1929, by striking out said section and inserting in place thereof the following:

Further amend said bill by striking out Section 2 and inserting in place thereof the following:

3. *Repeal.* Section 17-c of Chapter 305 of the Public Laws, as inserted by Chapter 68 of the Laws of 1929, is hereby repealed.

Further amend said bill by renumbering Section 3 to read Section 4.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

(Recess)

The Senate reassembled.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bill in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 486, An act relating to certificates of approval.

The message further stated that the House of Representatives had passed the following joint resolution, in the passage of which it asked the concurrence of the Honorable Senate:

House Joint Resolution No. 145, Joint resolution in favor of Mrs. Charles H. Carrier.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill:

Senate Bill No. 40, An act relative to the term of county officers for Strafford county.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bill:

Senate Bill No. 57, An act relative to highway relief bonds.

The message further stated that the House of Representatives had adopted the report of the Committee of Conference on Senate Joint Resolution No. 2, Joint resolution in favor of the estate of George Quinn.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills:

Senate Bill No. 9, An act relating to licenses to administrators and executors to sell real estate.

Senate Bill No. 41, An act to amend the charter of the city of Portsmouth.

The message further stated that the House of Representatives had refused to concur with the Senate in the passage of the following bill with amendment and asked for a Committee of Conference. The Speaker has appointed as members on the part of the House, Messrs. Tufts of Exeter, Callahan of Keene and Blandin of Bath.

House Bill No. 467, An act relating to penalty for kidnapping.

On motion of Senator Doe, the Senate voted to accede to

the request of the House of Representatives for a Committee of Conference on the foregoing bill and the President appointed as members of such committee on the part of the Senate, Senators Doe and Jacobson.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills to the following joint resolution, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate:

Senate Joint Resolution No. 9, Joint resolution for the improvement of a certain road in the town of Harrisville.

Amend said resolution by adding after the word "years" in the sixth line the words, for the same purpose.

On motion of Senator Doe, the Senate voted to concur with the House of Representatives in the above amendment to the foregoing entitled bill.

The message further stated that the House of Representatives had voted to adopt the amendments offered by the Committee on Engrossed Bills, to the following bill, in the adoption of which amendments the House of Representatives asked the concurrence of the Honorable Senate.

Senate Bill No. 54, An act relating to non-resident circus motor vehicles.

Amend Section 1 of said bill by striking out the figure "32" in the third line of said section and inserting in place thereof the figure, 31-a.

Amend Section 2 of said bill by striking out the figure "32" in the fourth line of said section and inserting in place thereof the figure, 31a.

On motion of Senator Doe, the Senate voted to concur with the House of Representatives in the adoption of the above amendment to the foregoing entitled bill.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions:

Senate Bill No. 51, An act relative to marathon and other competition dances.

Senate Bill No. 55, An act relating to the carriage of property for hire by motor vehicle.

House Bill No. 449, An act relating to borrowing by counties.

House Bill No. 461, An act relating to the issuance of bonds by the county of Strafford.

House Bill No. 481, An act relating to the New Hampshire intangible tax law.

House Bill No. 483, An act to authorize applications to the United States government for aid.

Senate Joint Resolution No. 11, Joint resolution providing for the improvement of certain road in the town of Wilton.

House Joint Resolution No. 144, Joint resolution in favor of Katherine P. Foster.

HAVEN DOE,
For the Committee.

READ AND REFERRED

The following bill and joint resolution sent up from the House of Representatives were read a first and second time and referred

To the Committees on Claims and Finance,

House Joint Resolution No. 145, Joint resolution in favor of Mrs. Charles S. Currier.

On motion of Senator Jacobson, the rules were suspended, reference to committee dispensed with and the foregoing joint resolution was read a third time and passed.

To the Committee on the Judiciary,

House Bill No. 486, An act relating to certificates of approval.

On motion of Senator Doe, the foregoing entitled bill was recalled from the Committee on the Judiciary, and the Senate resolved itself into a Committee of the Whole.

COMMITTEE OF THE WHOLE

Senator Cole in the Chair

SENATE

The President in the Chair

On motion of Senator Doe, the rules were so far suspended as to permit the introduction of a committee report not previously advertised in the journal.

Senator Cole, for the Committee of the Whole, to whom was referred House Bill No. 486, An act relating to certificates of approval having considered the same, reported the same without amendment and recommended its passage.

The report was accepted and the bill ordered to a third reading this afternoon at one o'clock.

On motion of the same Senator, the rules were further suspended, and the bill was read a third time and passed.

COMMITTEE REPORT

Senator George, for the Committee on Engrossed Bills, to whom was referred Senate Bill No. 40, An act relative to the term of county officers for Strafford county, having considered the same, reported the same under joint rule No. 6 with the following amendment and recommended its passage.

Amend said bill by striking out Section 2 and inserting in place thereof the following:

2. *Takes Effect; Present Officers of Strafford County.* This act shall take effect upon its passage, provided however that the present county officers of Strafford county shall hold their respective offices for the terms for which they were elected and the county officers elected at the November election, 1934, shall take office on April first following said election and shall hold the same until their successors are chosen and qualified.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

(Recess)

The Senate reassembled.

COMMITTEES OF CONFERENCE

The Committee of Conference to whom was referred House Bill No. 106, An act relating to wages, salaries and fees paid by the State of New Hampshire or sub-division thereof, having considered the same, reported the same with the recommendation that the House recede from its position of non-concurrence and that the House concur in the amendment sent down by the Honorable Senate.

WILLIAM M. COLE,

AUSTIN L. CALEF,

Conferees on part of the Senate.

ALLAN M. WILSON,

E. H. HUNTER,

AMOS BLANDIN,

Conferees on part of the House.

The question being stated:

Shall the report of the Committee of Conference be adopted?

On a *viva voce* vote the affirmative prevailed and the report was adopted.

The Committee of Conference on Senate Bill No. 44, An act relative to emergency appropriation, having considered the same, submit the same with the following resolution:

Resolved, That the Senate recede from its position and that the following amendment be adopted and the bill as amended ought to pass.

Amend Section 1 of said bill by inserting after the words "foodstuffs" the word, clothing, and after the word "other" strike out the word, supplies, and substitute therefor the word "necessities."

Further strike out the words and figures "one hundred and fifty thousand dollars (\$150,000)" and substitute in place thereof the words and figures, two hundred and fifty thousand dollars (\$250,000) so that said section as amended shall read:

1. *Authority Conferred.* In case the appropriation for the fiscal years ending June 30, 1934 and June 30, 1935 for

the State prison, the Industrial school, the Laconia State school and State hospital, the State sanatorium, the State Normal schools, the State university and the Soldiers' Home for foodstuffs, clothing, fuel and other necessities should be insufficient for the needs of said institution, because of an increase in the price of said commodities the Governor and Council are hereby authorized to provide for such necessities for said institutions in an amount not to exceed two hundred and fifty thousand dollars (\$250,000) in addition to money already appropriated, and the Governor may draw his warrants in payment for the same from any money in the treasury not otherwise appropriated.

HAVEN DOE,

CLARENCE HOUGHTON,

Conferees on part of Senate.

E. H. HUNTER,

F. T. WADLEIGH,

JAMES W. DOON,

Conferees on part of the House.

Shall the report of the Committee of Conference be adopted?

On a *viva voce* vote the affirmative prevailed and the report was adopted.

The Committee on Conference to whom was referred House Bill No. 455, An act making appropriation for the expenses of the State of New Hampshire for the year ending June 30, 1934, report the same with the recommendation that the Senate recede from its position in adopting its amendment and that the following amendments be adopted.

Amend line 8 by striking out "\$6,025.00" and inserting \$4,-945.00.

Amend line 9 by striking out "\$4,370.00" and inserting \$2,-660.00.

Amend lines 14 and 15 by striking out the whole thereof.

Amend line 16 by striking out "\$123,995.00" and inserting \$81,205.00.

Amend line 58 by striking out "\$2,075.00" and inserting, in New Hampshire \$3,000.00.

Amend line 86 by striking out "\$89,523.00" and inserting \$90,448.00.

Amend line 102 by striking out "\$500.00" and inserting \$1,000.00.

Amend line 104 by striking out "\$5,000.00" and inserting \$4,650.00.

Amend line 109 by striking out "\$61,084.00" and inserting \$61,234.00.

Amend line 145 by striking out "\$18,540.00" and inserting \$17,792.00.

Amend line 146 by striking out "\$24,025.00" and inserting \$24,325.00.

Amend line 147 by striking out "\$44,365.00" and inserting \$43,917.00.

Amend line 263 by striking out the whole thereof.

Amend line 264 by striking out "\$644,209.00" and inserting \$634,209.00.

Amend line 353 by striking out "\$14,863.00" and inserting \$13,423.00.

Amend line 363 by striking out "\$71,773.00" and inserting \$70,333.00.

Amend by adding a new line 410 as follows: Institutes \$500.00.

Amend line 411 by striking out "\$9,360.00" and inserting \$9,860.00.

Amend line 440 by striking out "\$25,000.00" and inserting \$5,000.00, and any unexpended balance on June 30, 1933 to be available for the commission during the year ending June 30, 1934.

Amend line 442 by striking out "\$300.00" and inserting \$2,000.00.

Amend by adding a new line 449 as follows: Old Home Week Association, \$300.00.

Amend said bill by adding at the end of Section 1 the following:

In addition to the sums hereinbefore appropriated there is hereby appropriated the sum of forty-five thousand dollars (\$45,000.00), or such part of said sum as may be necessary,

to be allotted to the various departments for the appropriations for salaries so that each clerk and employee now receiving fifteen hundred dollars or less, whose salary by the above appropriation has been cut ten per cent shall receive the full amount now received without said cut, and each clerk and employee now receiving more than fifteen hundred dollars, shall not receive a cut reducing said salary below fifteen hundred dollars.

E. H. HUNTER,
J. L. T. SHAW,
L. L. OSBORNE,
House Conferees.

R. J. McLEAN,
A. C. ALEXANDER,
Senate Conferees.

The question being stated:

Shall the report of the Committee of Conference be adopted?

On a *viva voce* vote the affirmative prevailed and the report was adopted.

The Committee on Conference to whom was referred House Bill No. 456, An act making appropriation for the expenses of the State of New Hampshire for the year ending June 30, 1935, report the same with the recommendation that the Senate recede from its position in adopting its amendment and that the following amendments be adopted.

Amend line 9 by striking out "\$6,025.00" and inserting, \$4,945.00.

Amend line 10 by striking out "\$4,370.00" and inserting, \$2,660.00.

Amend line 15 and 16 by striking out the whole thereof.

Amend line 17 by striking out "\$125,945.00" and inserting, \$83,155.00.

Amend line 58 by striking out "\$2,075.00" and inserting, in New Hampshire \$3,000.00.

Amend line 85 by striking out "\$87,023.00" and inserting, \$87,948.00.

Amend line 102 by striking out "\$500.00" and inserting, \$1,000.00.

Amend line 109 by striking out "\$61,654.00" and inserting, \$62,154.00.

Amend line 145 by striking out "\$19,040.00" and inserting, \$18,292.00.

Amend line 146 by striking out "\$24,025.00" and inserting, \$24,325.00.

Amend line 147 by striking out "\$44,865.00" and inserting, \$44,417.00.

Amend line 316 by striking out "\$415,898.00" and inserting, \$419,498.00.

Amend line 324 by striking out "\$100,800.00" and inserting, \$95,400.00.

Amend line 353 by striking out "\$14,863.00" and inserting, \$13,423.00.

Amend by adding a new line as follows: 355a Cancer Clinics, \$10,000.00.

Amend line 363 by striking out "\$73,768.00" and inserting, \$82,328.00.

Amend by adding a new line as follows: 410a Institutes, \$500.00.

Amend line 411 by striking out "\$9,765.00" and inserting, \$10,265.00.

Amend line 442 by striking out "\$300.00" and inserting, \$1,000.00.

Amend by adding a new line to read as follows: 449 Old Home Week Association, \$300.00.

Amend said bill by adding at the end of Section 1 the following: In addition to the sums hereinbefore appropriated there is hereby appropriated the sum of forty-five thousand dollars, or such part of said sum as may be necessary to be allotted to the various departments for the appropriations for salaries so that each clerk and employees now receiving fifteen hundred dollars or less, whose salary by the above appropriation has been cut ten per cent, shall receive the full amount now received without said cut, and each clerk and employee now receiving more than fifteen hundred dol-

lars shall not receive a cut reducing said salary below fifteen hundred dollars.

Amend Section 2 by striking out the figures, "1935" and inserting in place thereof the figures, 1934.

E. H. HUNTER,
J. L. T. SHAW,
L. L. OSBORNE,
House Conferees.

R. J. McLEAN,
A. C. ALEXANDER,
Senate Conferees.

The question being stated:

Shall the report of the Committee of Conference be adopted?

On a *viva voce* vote the affirmative prevailed and the report was adopted.

The Committee on Conference to whom was referred House Bill No. 463, An act regarding compensation of county commissioners report the same with the recommendation that the Senate recede from its position in adopting its amendment and that the following amendments be adopted.

Amend Section 1 by striking out the whole of said section and inserting in place thereof the following:

1. *Sullivan County.* Amend Section 28 of Chapter 38 of the Public Laws, as amended by Chapter 111 of the Laws of 1927 and Chapter 153 of the Laws of 1931, by striking out the word "Sullivan" in the eleventh line and by inserting after the ninth line the words, in Sullivan, nine hundred dollars, so that said section as amended shall read as follows: 28. *Salaries.* The annual salary for each commissioner of the following counties shall be as follows, payable monthly by the county:

In Rockingham, ten hundred dollars; in Strafford, twelve hundred dollars; in Belknap, nine hundred dollars; in Merrimaack, ten hundred dollars; in Hillsborough, twenty-one hundred dollars; in Cheshire, seven hundred dollars; in Sullivan, nine hundred dollars; in Grafton, seven hundred and fifty dollars.

In Carroll and Coos counties each commissioner, when employed in the business of the county and in inspecting the taxable property of the towns as provided in Section 26, shall receive five dollars a day, payable as hereinbefore provided. To the foregoing sums shall be added, in all the counties except Strafford, a reasonable sum for all necessary expenses.

Amend Section 2 by striking out the date "July 1, 1933" and substituting therefor January 1, 1934, so that said section as amended shall read as follows:

2. *Takes Effect.* This act shall take effect January 1, 1934.

E. H. HUNTER,

J. L. T. SHAW,

F. CLYDE KEEFE,

House Conferees.

WM. F. WHITCOMB,

HAVEN DOE,

Senate Conferees.

The question being stated:

Shall the report of the Committee of Conference be adopted?

On motion of Senator Doe, the report was laid on the table.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bills and joint resolution in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 488, An act providing for the disposition of certain State revenue.

READ AND REFERRED

The following bills and joint resolution sent up from the House of Representatives were read a first and second time and referred

To the Committee on Finance,

House Joint Resolution No. 146, Joint resolution in favor of Guy S. Neal and others.

On motion of Senator Chesley, the rules were suspended, reference to committee dispensed with and the foregoing joint resolution was read a third time and passed.

To the Committee on the Judiciary,

House Bill No. 485, An act to rehabilitate the State treasury for the loss of revenue suffered by the State.

On motion of Senator Alexander, the rules were suspended, reference to committee dispensed with and the foregoing entitled bill read a third time and passed.

To the Committee on the Judiciary,

House Bill No. 487, An act to provide for the assessment and collection of an annual State tax for the term of two years.

On motion of Senator Calef, the rules were suspended, reference to committee dispensed with and the foregoing entitled bill read a third time and passed.

To the Committee on Finance,

House Bill No. 488, An act providing for the disposition of certain State revenue.

On motion of Senator Cole, the rules were suspended, reference to committee dispensed with and the foregoing entitled bill read a third time and passed.

COMMITTEE REPORT

Senator Calef for the Committee on Finance, to whom was referred House Joint Resolution No. 103, Joint resolution providing for an appropriation to the Commission of the New Hampshire Arts and Crafts having considered the same, reported the same with the following amendment and recommended its passage.

Amend the resolution by striking out the word "ten" in the first line of said resolution and by substituting therefor the word "five" and further amend said resolution by striking out the figures 10,000 in the second line and substituting in place thereof the figures 5,000, so that said joint resolution as amended shall read:

That the sum of five thousand dollars (\$5,000) be and hereby is appropriated for the fiscal year ending June 30, 1934, and the same amount for the fiscal year ending June 30, 1935, for the use of the Commissioner of New Hampshire Arts and Crafts appointed by the Governor and Council on May 13, 1931, to be expended by the Commission under the direction of the Governor and Council. The Governor is hereby authorized to draw his warrant for the same out of any money in the treasury not otherwise appropriated.

The report was accepted, the amendment adopted and the bill ordered to a third reading this afternoon at one o'clock.

On motion of the same Senator, the rules were further suspended and the foregoing joint resolution was read a third time and passed.

The Committee on Conference to whom was referred House Bill No. 467, An act relating to penalty for kidnapping, report the same with the recommendation that the Senate recede from its position in adopting its amendment and that the following amendment be adopted:

Amend Section 2 by striking out the entire section and substituting therefor the following: 2. — *Minor*. Every person who shall abduct, take, carry away or conceal any minor child with the intent thereby to exact from any person a reward for its discovery or return, shall be imprisoned not more than forty nor less than fifteen years.

JAMES A. TUFTS,
WILLIAM J. CALLAHAN,
AMOS N. BLANDIN,
House Conferees.

HAVEN DOE,
JOHN JACOBSON, JR.,
Senate Conferees.

The question being stated:

Shall the report of the Committee of Conference be adopted?

On a *viva voce* vote the affirmative prevailed and the report was adopted.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has adopted the report of the Committee of Conference on House Bill No. 467, An act relating to kidnapping.

The message further stated that the House of Representatives had adopted the reports of the Committees of Conference on House Bill No. 106, An act relating to wages, salaries and fees paid by the State of New Hampshire or subdivisions thereof.

House Bill No. 463, An act regarding compensation of county commissioners.

House Bill No. 455, An act making appropriation for the expenses of the State of New Hampshire for the fiscal year ending June 30, 1934.

House Bill No. 456, An act making appropriation for the expenses of the State of New Hampshire for the year ending June 30, 1935.

(Recess)

The Senate reassembled.

Senator Alexander in Chair

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has concurred with the Senate in the passage of the following bills and joint resolutions:

Senate Joint Resolution No. 5, Joint resolution in favor of the estate of Frank T. Cole.

Senate Joint Resolution No. 7, Joint resolution for the improvement of the Ashland, Winona and Laconia road in the town of New Hampton.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the

passage of the following entitled bill and joint resolution with amendment in the passage of which amendment the House of Representatives asks the concurrence of the Honorable Senate:

Senate Joint Resolution No. 8, Joint resolution for the improvement of the Cleveland Hill road in the town of Tamworth.

Amend said resolution by striking out the words and figures "three thousand dollars (\$3,000)" in line 1 and inserting in place thereof the words and figures, two thousand dollars (\$2,000) so that said resolution as amended shall read as follows:

That the sum of two thousand dollars (\$2,000) for the year 1933 and a like sum for the year 1934 be and hereby are appropriated for the improvement of Cleveland Hill road, so-called, in the town of Tamworth, from Tamworth village to the Grover Cleveland place, so-called, provided the town of Tamworth appropriates for the same purpose the sum of one thousand dollars (\$1,000) for each of the said two years; provided, further that if the town of Tamworth makes the appropriation provided for herein and accepts the aid from the State under this resolution, said town shall not be entitled to apply for or receive State aid under the provisions of Section 21, Chapter 84 of the Public Laws, as amended by Chapter 7 of the Laws of 1931, for the years 1933 and 1934. Said sums appropriated by the State and by the town shall be expended under the direction of the highway commissioner and the sums appropriated by the State shall be a charge upon the highway funds.

On motion of Senator Cummings, the Senate voted to concur with the House of Representatives in the adoption of the above amendments to the foregoing entitled bill.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in the passage of the following joint resolution in the passage of which amendment the House of Representatives asked the concurrence of the Honorable Senate:

Senate Joint Resolution No. 13, Joint resolution relating to Endicott rock at the Weirs.

Amend said resolution by striking out the words "Secretary of State" in line 3 and inserting in place thereof the words, Public Service Commission, so that said resolution as amended shall read as follows: That the sum of one hundred dollars (\$100) be and is appropriated for the improvement of Endicott rock, so-called, at the Weirs. Said sum shall be expended under the direction of the Public Service Commission and the Governor is hereby authorized to draw his warrant for said sum out of any money in the treasury not otherwise appropriated.

On motion of Senator Quimby the Senate voted to concur with the House of Representatives in the adoption of the above amendment to the foregoing bill.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions:

Senate Bill No. 9, An act relating to licenses to administrators and executors to sell real estate.

Senate Bill No. 40, An act relative to the term of county officers for Strafford county.

Senate Bill No. 41, An act to amend the charter of the city of Portsmouth.

Senate Bill No. 42, An act relating to the care of the Hannah Dustin monument.

Senate Bill No. 47, An act relating to the fees for the sale of malt beverages.

Senate Bill No. 54, An act relating to non-resident circus motor vehicles.

Senate Bill No. 57, An act relative to highway relief bonds.

House Bill No. 79, An act providing for employees' dormitory at the State hospital.

House Bill No. 477, An act providing for a cow barn at the Laconia State school.

House Bill No. 486, An act relating to certificates of approval.

Senate Joint Resolution No. 2, Joint resolution in favor of the estate of George Quinn.

Senate Joint Resolution No. 9, Joint resolution for the improvement of a certain road in the town of Harrisville.

House Joint Resolution No. 128, Joint resolution for the improvement of the main road from Antrim center to the Franklin Pierce highway.

House Joint Resolution No. 145, Joint resolution in favor of Mrs. Charles S. Currier.

HAVEN DOE,
For the Committee.

(Recess)

The Senate reassembled.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following entitled bill in the passage of which it asks the concurrence of the Honorable Senate:

House Bill No. 484, An act relating to the mileage and transportation of members.

READ AND REFERRED

The following bill sent up from the House of Representatives was read a first and second time.

House Bill No. 484, An act relating to the mileage and transportation of members.

On motion of Senator George, the bill was indefinitely postponed.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following

resolution with amendment in the passage of which amendment it asks the concurrence of the Honorable Senate:

WHEREAS, It appears that all necessary legislative work may easily be accomplished by Friday, June 16th, instant, therefore be it

Resolved, By the Senate, the House of Representatives concurring, that the present session of the legislature be brought to final adjournment on Friday, June 16th, instant, at eleven fifty-nine o'clock in the afternoon; and be it further

Resolved, That all reports, bills and joint resolutions pending at that time in either branch of the legislature, with the exception of such as have been referred to the next session of the legislature, be indefinitely postponed.

On motion of Senator Doe, the Senate voted to concur with the House of Representatives in its adoption of the foregoing amendment.

On motion of Senator Alexander the Senate adjourned.

AFTERNOON

On motion of Senator Cole, the Senate adjourned.

FRIDAY, JUNE 16, 1933.

The Senate met according to adjournment.

On motion of Senator Doe, the report of the Committee of Conference on House Bill 463, An act regarding compensation of county solicitors, was taken from the table.

On motion of the same Senator, the Senate adopted the report.

COMMITTEE REPORTS

Senator George for the Committee on Engrossed Bills, to whom was referred House Joint Resolution No. 146, Joint resolution in favor of Guy S. Neal and others, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend said resolution by adding after the figure \$400 in

the twenty-sixth line the words and figures; that Robert P. Bingham be allowed the sum of \$1,268.85.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator George for the Committee on Engrossed Bills, to whom was referred House Bill No. 487, An act to provide for the assessment and collection of an annual State tax for the term of two years, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend said bill by adding after Section 1 the following new section:

2. *Takes Effect.* This act shall take effect upon its passage.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

(Recess)

The Senate reassembled.

HOUSE MESSAGE

Mr. President:

The House of Representatives has concurred in the passage of Senate Bill No. 50, An act relating to the alcoholic content of certain beverages.

(Recess)

The Senate reassembled.

COMMITTEE REPORTS

Senator George for the Committee on Engrossed Bills, to whom was referred House Bill No. 455, An act making appropriation for the expenses of the State of New Hampshire for the year ending June 30, 1934 having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the figure

\$122,023 in the line numbered 27 and inserting in place thereof the figure \$122,038.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator George for the Committee on Engrossed Bills, to whom was referred House Bill No. 456, An act making appropriation for the expenses of the State of New Hampshire for the year ending June 30, 1935, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by striking out the figure \$5,000 in the line numbered 104 and inserting in place thereof the figure, \$4,650.

Further amend said Section 1 by striking out the figure \$62,154 in the line numbered 109 and inserting in place thereof the figure, \$61,804.

Further amend said Section 1 by striking out the figure, \$419,498 in the line numbered 316 and inserting in place thereof the figure, \$410,498.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill.

House Bill No. 456, An act making appropriation for the expenses of the State of New Hampshire for the year ending June 30, 1935.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following bill:

Senate Bill No. 56, An act relative to the issue of notes by the county of Merrimack.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bill and joint resolution:

House Bill No. 487, An act to provide for the assessment and collection of an annual State tax for the term of two years.

House Joint Resolution No. 146, Joint resolution in favor of Guy S. Neal and others.

The message further stated that the House of Representatives had passed the following resolution:

Resolved, That the Honorable Senate be invited to meet the House of Representatives in joint convention for the purpose of receiving His Excellency the Governor, who has a message to deliver.

(Recess)

The Senate reassembled.

COMMITTEE REPORTS

Senator George, for the Committee on Engrossed Bills to whom was referred House Bill No. 463, An act regarding compensation of county commissioners, having considered the same, reported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend Section 1 of said bill by adding after the word "dollars" in the sixth line the following; and by striking out all of said section after the words "upon order of the" in the seventeenth and eighteenth lines and inserting in place thereof the words, upon order of the county auditors.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

Senator George, for the Committee on Engrossed Bills to whom was referred House Bill No. 467, An act relating to penalty for kidnapping having considered the same, re-

ported the same under joint rule No. 6, with the following amendment and recommended its passage.

Amend said bill by striking out Section 2 and inserting in place thereof the following:

2. *Change of Penalty.* Amend Section 20 of said Chapter 392 by striking out the word "thirty" and inserting in place thereof the word, forty, and by striking out the word "five" and inserting in place thereof the word, fifteen, so that said section as amended shall read as follows: 20. *Minor.* Every person who shall abduct, take, carry away or conceal any minor child with the intent thereby to exact from any person a reward for its discovery or return, shall be imprisoned not more than forty nor less than fifteen years.

The report was accepted, amendment adopted and the bill sent to the House of Representatives for concurrence in Senate amendment.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has concurred with the Senate in the passage of the following joint resolution: Senate Joint Resolution No. 15, Joint resolution providing for the replacement of boilers in the Manchester and Nashua armories.

The message further stated that the House of Representatives had concurred with the Senate in the passage of the following joint resolution with amendment in the passage of which amendment the House of Representatives asked the concurrence of the Honorable Senate:

Senate Joint Resolution No. 14, Joint resolution for improvements at the State House.

Amend said resolution by striking out all after the resolving clause and inserting in its place the following: That the sum of eleven thousand seven hundred and fifty dollars (\$11,750) be and hereby is appropriated for the following improve-

ment at the State House: six thousand two hundred and fifty dollars for two new boilers and oil burning equipment and re-vamping the breeching to the chimney; and two thousand five hundred dollars for modernizing and re-equipping the north elevator, including safety doors, and three thousand dollars for installing a new ventilating system in Representatives Hall. Said sum shall be expended under the direction of the superintendent of the State House and the Governor is authorized to draw his warrant for said sum on any money in the treasury not otherwise appropriated.

On motion of Senator Quimby, the joint resolution with its accompanying amendment was referred to the Committee on Finance.

(Recess)

The Senate reassembled.

Senator Quimby in the Chair

On motion of Senator McLean the order whereby House Joint Resolution No. 14, Joint resolution for improvements at the State House, with the accompanying amendment, was referred to the Committee on Finance be vacated, and the Senate concurred with the House of Representatives in the adoption of the foregoing amendment.

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions.

House Bill No. 106, An act relating to wages, salaries and fees paid by the State of New Hampshire or subdivisions thereof.

House Bill No. 485, An act to rehabilitate the State treasury for the loss of revenue suffered by the State.

House Bill No. 488, An act providing for the disposition of certain State revenue.

Senate Joint Resolution No. 5, Joint resolution in favor of the estate of Frank T. Cole.

Senate Joint Resolution No. 8, Joint resolution for the im-

provement of the Cleveland Hill road in the town of Tamworth.

Senate Joint Resolution No. 13, Joint resolution relative to Endicott rock at the Weirs.

HAVEN DOE,
For the Committee.

Senator Doe in the Chair

The Committee of Conference, to whom was referred House Bill No. 458, An act to enlarge the authority, powers and jurisdiction of the Public Service Commission, having considered the same, reported the same with the recommendation that the House recede from its position of non-concurrence, and concur with the amendments sent down by the Honorable Senate.

CHARLES M. DALE,
EMMET J. KELLEY,
Conferees on the part of the Senate.

ALBERT S. BAKER,
WILLIAM WESTON,
F. CLYDE KEEFE,
Conferees on the part of the House.

On a *viva voce* vote the report of the Committee of Conference on the foregoing entitled bill was adopted.

(Recess)

The Senate reassembled.

Senator Alexander in the Chair

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has adopted the report of the Committee of Conference to House Bill No. 458, An act to enlarge the authority, powers and jurisdiction of the Public Service Commission.

The message further stated that the House of Representatives had voted to concur with the Honorable Senate in its

adoption of the amendments offered by the Committee on Engrossed Bills to the following entitled bills.

House Bill No. 467, An act relating to penalty for kidnapping.

House Bill No. 463, An act regarding compensation of county commissioners.

(Recess)

The Senate reassembled.

The President in the Chair

BILLS ENGROSSED

The Committee on Engrossed Bills have examined and found correctly engrossed the following entitled bills and joint resolutions:

Senate Bill No. 56, An act relative to the issue of notes by the county of Merrimack.

House Bill No. 455, An act making appropriation for the expenses of the State of New Hampshire for the year ending June 30, 1934.

House Bill No. 456, An act making appropriation for the expenses of the State of New Hampshire for the year ending June 30, 1935.

House Bill No. 487, An act to provide for the assessment and collection of an annual State tax for the term of two years.

House Joint Resolution No. 103, Joint resolution providing for an appropriation to the Commission of New Hampshire Arts and Crafts.

House Joint Resolution No. 146, Joint resolution in favor of Guy S. Neal and others.

HAVEN DOE,
For the Committee.

(Recess)

The Senate reassembled.

The following message was received from the House of Representatives by its Clerk.

HOUSE MESSAGE

Mr. President:

The House of Representatives has voted to suspend joint rule No. 11, in the suspension of which joint rule the House of Representatives asks the concurrence of the Honorable Senate.

On a *viva voce* vote, sixteen Senators having actually voted in the affirmative, the Senate concurred with the House of Representatives.

The message further stated that the House of Representatives has voted to concur with the Honorable Senate in its adoption of the amendments offered by the Committee on Engrossed Bills to the following joint resolution.

House Joint Resolution No. 147, Joint resolution to provide for a deficiency in appropriation for legislative expense.

INDEFINITELY POSTPONED

In accordance with the concurrent resolution previously adopted that all bills and joint resolutions pending in either branch on Friday, June 16th at 11:58 o'clock be indefinitely postponed, the following bills were indefinitely postponed:

Senate Joint Resolution No. 1, An act relating to the Peoples Trust Company of Lebanon.

Senate Bill No. 5, An act relating to the taking of deer.

READ AND REFERRED

The following joint resolution sent up from the House of Representatives was read a first and second time and referred to the Committee on Finance.

House Joint Resolution No. 147, Joint resolution to provide for a deficiency in appropriation for legislative expense.

On motion of Senator Quimby, the rules were suspended, reference to committee dispensed with and the foregoing joint resolution was read a third time and passed.

(Recess)

The Senate reassembled.

The Committee on Engrossed Bills have examined and

found correctly engrossed the following entitled bills and joint resolutions:

Senate Bill No. 44, An act relative to emergency appropriations.

Senate Bill No. 50, An act relating to the alcoholic content of certain beverages.

House Bill No. 458, An act to enlarge the authority, powers and jurisdiction of the public service commission.

House Bill No. 463, An act regarding compensation of county commissioners.

House Bill No. 467, An act relating to penalty for kidnapping.

House Joint Resolution No. 147, Joint resolution to provide for a deficiency in appropriation for legislative expense.

Senate Joint Resolution No. 7, Joint resolution for the improvement of the Ashland, Winona and Laconia road in the town of New Hampton.

Senate Joint Resolution No. 14, Joint resolution for improvements at the State House.

Senate Joint Resolution No. 15, Joint resolution providing for the replacement of boilers in the Manchester and Nashua armories.

This concludes the work of the Committee on Engrossed Bills and in this connection we desire to express our appreciation of the excellent services given the committee by Miss Marion G. Alexander of the attorney-general's office.

HAVEN DOE,
For the Committee.

HOUSE MESSAGE

Mr. President:

The House of Representatives has passed the following resolution.

Resolved, By the House of Representatives, the Senate concurring, that a committee of ten, one from each county, be appointed to join with such committee as the Senate may designate to wait upon His Excellency, the Governor, and

inform him that the Legislature has completed the business of the session and is ready to receive any communication he may be pleased to make.

On motion of Senator Doe the Senate concurred in the resolution sent down by the House of Representatives.

The President appointed as members of such committee on the part of the Senate, Senators Bixler, McLean, Dickson, Doe and Calef.

(Recess)

The Senate reassembled.

On motion of Senator Doe the Senate adjourned.

AFTERNOON

Senator Bixler for the joint select committee appointed to wait upon His Excellency the Governor, and inform him that the Legislature has completed the business of the session and is ready to receive any communication that he might be pleased to make, reported that they had attended to their duty and had been informed by His Excellency that he would in person make a communication to the Legislature.

His Excellency, John G. Winant, attended by the Honorable Council, then appeared and made the following communication to the Senate:

To the Honorable Senate:

Having been informed by the joint committee of the Senate and House of Representatives that you have completed the business of the session and are ready to adjourn I do, by the authority vested in me as Governor, hereby declare the General Court of New Hampshire adjourned to the last Wednesday in December in the year of Our Lord, One thousand nine hundred and thirty-four. Personally and in behalf of the State I thank you for your service to the Commonwealth and extend to you one and all best wishes for your future prosperity and happiness.

JOHN G. WINANT,

Governor.

And thereupon the President, in accordance with the proclamation of His Excellency the Governor, and by virtue of

FRIDAY, JUNE 16, 1933

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the authority vested in him, declared the Senate adjourned to the last Wednesday in December, in the year of Our Lord, one thousand nine hundred and thirty-four.

BENJAMIN F. GREER,

Clerk.

A true copy. Attest:

BENJAMIN F. GREER,

Clerk.

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